



THE NAGALAND GAZETTE

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PART-I

NOTIFICATION

Dated Kohima, the 3rd August 2018
NO: HR/ESTT-105/94 : : In the interest of Public service, the Governor of Nagaland is pleased to order cross transfer of the following officers under Horticulture Department as indicated below with immediate effect.

1. Shri Eyongol Angami, Deputy Director, Directorate of Horticulture is transferred and posted as DHO Mon with immediate effect.
2. Shri Bongti konyak District Horticulture Officer, Mon is transferred and posted as Deputy Director, Directorate of Horticulture.

Handing and taking over charge should be done on or before 15th August 2018 positively.

Sd/-

K.TSAPONGLA SANGTAM

Under Secretary to the Govt of Nagaland.

NOTIFICATION

Dated Kohima, the 6th August 2018.

NO.PLN/EVL-9/86 (Pt) : : In the interest of public service, the Governor of Nagaland is pleased to grant officiating promotion to Smti.P.Toshimenla, Evaluation Inspector under the establishment of Directorate of Evaluation to the post of District Evaluation Officer(Class II Gazetted) in the pay band of 9300-34800 and grade pay of ₹.4600/- plus all other allowances as are admissible under the rules enacted in Nagaland from time to time.

2. The officiating-promotion will be effective from the date of taking over charge.
3. The officiating promotion is against the existing vacancy and is subject to regularization through Departmental Promotion Committee.
4. This issues with the clearance of the P&AR Department vide their U.O.No.280 dated 05/07/18.

Sd/-

KEVILENO ANGAMI

Officer on Special Duty to the Govt of Nagaland.

NOTIFICATIONDated Kohima, 12th July 2018.

NO.PHE-1/EST/19/2015 : In the interest of public service the Governor of Nagaland is pleased to order transfer and posting of **Shri Sashitsungba SDO (Promotee)** to Urban Division Dimapur vice Merentoshi Walling retiring with effect from 31.08.2018.

He will take charge of Office immediately on retirement of the incumbent SDO Merentoshi Walling.

Sd/-

MHATHUNG TUNGGOE

Joint Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 16th July, 2018

NO/AS/ESTT/10/2010/551 : In partial modification of this Secretariat Notification No: AS/ESTT/10/2010/1975, Dated Kohima, the 21st June, 2017, the Speaker, Nagaland Legislative Assembly is pleased to appoint **Shri. Noto Kechu** to the post of **Assistant Transport Officer** in the scale of **PB-2 Rs. 9300-34,800/- and GP – Rs. 4600/- p.m. (Class-II Gazette)** with effect from the forenoon of **22nd June, 2017 (F.N)** on being qualified in the competitive examination conducted by the Nagaland Legislative Assembly Secretariat under Rule 12 (2) of the Nagaland Legislative Assembly Secretariat (Recruitment and Conditions of Service) Rules, 1999, (2nd Amendment Rules 2012 Incorporated) against the post vacated by Smt. Khruohituonuo Rio, Assistant Transport Officer promoted to Transport Officer vide Notification NO:AS/ESTT/10/2010/1289, Dated Kohima, the 3rd February, 2017.

He will be on probation for a period of 2 (two) years.

Sd/-

AOSENLA**ADDITIONAL SECRETARY****NOTIFICATION**Dated Kohima, the 25th July 2018.

NO.PLN/EVL-3/96(Pt) :: In the interest of public service, the Governor of Nagaland is pleased to order the transfer and posting of **Shri. Renchamo Odyuo**, District Evaluation Officer, Wokha to District Evaluation Office, Mon against existing vacancy.

Handing /taking over Charge should be completed on or before 31st July, 2018.

Sd/-

KEVILENO ANGAMI

Officer on Special Duty to the Govt. of Nagaland.

NOTIFICATIONDated Kohima, the 24th of July' 2018

IPR/EST/19/2005/495: the Governor of Nagaland is pleased to order the transfer and posting of the following officer under the Information and Public relations Department, Kohima, Nagaland with immediate effect.

1. Shri. T. C Tajinki, APRO, Tizit transferred and posted as APRO DIPR office, Kohima.

Shri. Khoarun, Information Assistant will take charge of APRO, Tizit under the supervision of Akai Konyak, DPRO, Mon till further order is issued.

The handing and taking over of charge should be completed within fifteen (15) days from the date of issue of order.

Sd/-**VIHOPIE KEYIE**

Deputy Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 26th July' 2018

NO.EMP-2/115/2015 : In the interest of Public service, the Governor of Nagaland is pleased to order the transfer and posting of the following Officer.

Sl. No	Name of the Officer	Present place of Posting	Proposed place of posting
I	Shri. Zubemo Lotha Tsanglao	D.E.O, Phek attached to Directorate.	Assistant Director, in the Directorate of Employment, Skill Development & Entrepreneurship against the retirement vacancy of Shri. T. Seopi Sangtam, Assistant Director, who is retiring on 31 st July, 2018.

Handing taking over of Charge will be effected immediately after the retirement of Shri. T. Seopi Sangtam, Assistant Director who is retiring on 31st July, 2018.

Sd/-**ANTHONY NGULLY**

Joint Secretary to the Govt. of Nagaland

NOTIFICATIONDated Kohima, the 28th June 2018

NO.YRS/ESTT-2/4A/2017 :: The Governor of Nagaland is pleased to order officiating promotion of Shri Talimangyang Jamir, State Sports Coach against the newly created post of Senior State Sports Coach in Level 15 (67300-189300) of the Pay Matrix plus allowances that are admissible under the rules enforced in Nagaland from time to time with effect from the date of taking over charge..

The officiating promotion is purely on temporary basis subject to regularisation by the Departmental Promotion Committee.

This issues with the clearance of P & AR Department vide their U.O No. 241 dated 28.6.2018.

Sd/-**KECHA NIENU**

Deputy Secretary to the Govt. of Nagaland.

NOTIFICATION

Dated Kohima, the 31 July 2018.

NO.EDS/SCERT-8/97/724 :: The Governor of Nagaland is pleased to grant Study leave for 2 (two) years to Smti. Leelama Nyusou, Sr. Lecturer, DIET Chiechama under SCERT Department to pursue M.Ed at SCTE, Kohima with effect from 24-07-2018 subject to the following conditions:

1. The amount of study leave granted shall be for a maximum period of 24 (Twenty four) months during his/her entire service career (inclusive of similar kind of leave for study or training granted under any other rules), as stipulated under Rule 51 of CSS (Leave) Rules, 1972.
2. Only leave salary shall be admissible during the official's period of study-leave and the official is allowed to proceed at her own expenses.
3. No study allowance or TA/DA shall be paid to the official, as stipulated under Rule 57 to 61 of CCS (Leave) Rules, 1972.
4. No cost of fees or miscellaneous expenditure incurred during the official's period of study-leave shall be reimbursed, as specified under Rule 62 of CCS (Leave) Rules, 1972.
5. Surety Bond/ Deed-of-Agreement shall be executed by the official concerned before sanctioning of the study-leave, as per Rule 53 of CCS (Leave) Rules, 1972.
6. The study-leave is further subject to all conditions contained in the **Fundamental Rules**.
7. After completion of the course, certificate of completion is to be sent to the P&AR Department accordingly and in the absence of which the course shall be treated as incomplete.
8. No substitute appointment shall be entertained against the study-leave vacancy.

Incentive/advance increments shall not be admissible to the official on acquiring of higher qualification as per **Para- 3 clause (ii)** of P&AR's Memorandum vide No. AR-3/Gen-204/2009 dated 17th June 2014.

This issues with the clearance of P&AR Department vide their **U.O. NO.365** dated 30-07-18.

Sd/-**EHUNGLE LUNGALANG**

Joint Secretary to the Government of Nagaland.

NOTIFICATIONDated Kohima, the 27th July 2018.

NO.DoWR/ESTT/PRO-09/2018/687 : In the interest of public service, the Governor of Nagaland is pleased to order officiating promotion of **Shri. Imna Longkumer** to the post of **Registrar** against the vacancy caused by the retirement of Smti. Shetoli Swu, in the office of the Chief Engineer, Department of Water Resources in the revised pay level -14 (57400-181600) with effect from the date of taking charge.

2. This is issued with the clearance of the P & AR Department (O&M Branch) vide their U.O. No. 327 dated 20.07.2018.
3. The officiating promotion is purely on temporary basis, subject to regularisation by the Departmental Promotion Committee.

Sd/-
IMLIAKUM

Under Secretary to the Govt. of Nagaland.

NOTIFICATIONDated Kohima, the 19th July 2018

HR/ESTT-2/1/2018 : : Consequent upon passing the Prescribed Speed Test conducted by NPSC vide No. NPSC/CON-17 /2004 dated 8th Dec 2017 and in pursuance to P & AR O.M No.AR-3/GEN-58/2001 dated 26.08.2009, the Governor of Nagaland is pleased to promote Shri John Tali Ao, Steno Grade – II(Jr) under the establishment of the Directorate of Horticulture to the post of Steno Grade II (Sr) Class-II in level -11(Rs 40800/-129200/-) of the pay matrix plus all other allowances as are admissible under rules in force in the State from time to time with immediate effect.

Consequent upon his promotion, the post of Steno Grade II (Jr) being held by Shri John Tali also stands up-graded to Steno Grade-II (Sr) Class-II (Gazetted) personal to him, as and when the post is vacated by the incumbent, the up graded post shall be reverted to its original Grade as Steno Grade-III.

Sd/-

K.TSAPONGLA SANGTAM

Under Secretary to the govt. of Nagaland

NOTIFICATIONDated Kohima, the 23rd July 2018.

NO.HFW(A)-8/23/2015/16 :: In the interest of Public Service, the Governor of Nagaland is pleased to appoint Dr.Ruusietuonuo to the post of Medical Officer (AYUSH) against existing vacancy at Homoeopathic Treatment Centre Dimapur in the scale of Pay Matrix Level-13 plus all other allowances as are admissible under rules from time to time in Nagaland with effect from the date of joining.

The appointment is purely on contract basis for a period of 1 (one) year or till the post is filled up through NPSC, whichever is earlier.

Sd/-

NOUNEU KIRE

Under Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 27th July, 2018

NO.VETY/EST-1/2/2007(Vol.I):: In the interest of public service, the Governor of Nagaland is pleased to order officiating promotion to Dr. L.Temsu Ao, Joint Director to the post of Additional Director under the Animal Husbandry & Veterinary Services Nagaland in Level 17 (1,02,000 to 1,98,300) under pay matrix with Non-Practicing Allowance (NPA) @ 20% of the Basic pay subject to the condition that the Basic pay plus NPA should not exceed Rs. 2,01,100/- per month just below apex level pay plus all other allowances as are admissible under rules in force from time to time in Nagaland with effect from the date of taking charge.

2. The promotion is purely on officiating basis and subject to regularization by DPC.

3. This has the clearance of the P&AR (O&M Branch) vide U.O. No. 355 dt. 27.07.18

Sd/-**MEDOLHI MARHU**

Joint Secretary to the Govt. of Nagaland

CORRIGENDUM:Dated Kohima, the 1st August, 2018

NO.VETY/EST-220/2000 (Pt) :: In continuation of this Deptt.s Corrigendum/ Appendix of even No. dt 26.07.18 and partial modification of this Deptt.'s Notification of even No. dt. 03.07.18, the Governor of Nagaland is pleased to order Transfer and posting of officers under the Deptt. of AH&VS as follows with immediate effect:-

Sl. No.	Name of the Officer:	Present Place of Posting/transferred as:	To be transferred and posted as:	Remarks
4.	Dr. N. Thungben Yanthan Joint Director	Dy. CVO Longleng & attached to NBHM & transferred as CVO Mon on promotion	CVO Wokha	Vice Sl. No.9 Dr. Achila Ao transferred
9.	Dr. Achila Ao Joint Director	Dy. Director (Poultry Dev. & Feeds) Directorate of AH & VS & transferred as CVO Wokha & attached to Directorate	CVO Mon & attached as Jt. Director, Directorate of AH&VS	Vice Sl.No.4 Dr. N. Thungben Yanthan transferred

. The officers concerned should hand over/taken over charge as per this Notification and not as per the earlier Notification of even NO. dt. 03-07-18.

. Handing over/taking over should be completed within 15(fifteen) days from the date of issue of this Notification.

Sd/-**MEDOLHI MARHU**

Joint secretary to the Govt. of Nagaland.

ORDERDated Kohima, the 24th July, 2018.

NO.L&E-1/13/89 :: In the interest of public service the Governor of Nagaland is pleased to order the transfer and posting of the following Assistant Labour Commissioners on medical ground, under Directorate of Labour, with immediate effect as under:-

Sl. No.	Name & Designation	Present Place of Posting	Posted to/as
1	Shri. Watitemsu Aier, Assistant Labour Commissioner	Assistant Labour Commissioner, Peren.	Assistant Labour Commissioner, Dimapur (temporarily)
2	Shri. Temwang Konyak, Assistant Labour Commissioner	Assistant Labour Commissioner, Dimapur.	Assistant Labour Commissioner, Dimapur with additional charge of Assistant Labour Commissioner, Peren.

Handing/Taking over of charge should be completed within fifteen (15) days from the date of issue of this notification.

Sd/-

ANTHONY NGULLY

Joint Secretary to the Govt. of Nagaland.

NOTIFICATIONDated Kohima, the 16th July, 2018.

NO.COP-263/90-91 (Pt)/21 :: In the interest of Public Service, the Governor of Nagaland is pleased to order the transfer and Posting of the following officers under the establishment of Registrar of Cooperative Societies, Nagaland, Kohima with immediate effect:-

1. Shri. Tiyongmeren, Jt.RCS is transferred and posted at the office of Jt.RCS, Dimapur.
2. Smti. Bendangtula Jamir, Dy.RCS is retained at CTC with Addl. Charge of Managing Director, WEAFED.
3. Kum. Alangla Tonger, Dy.RCS, ARCS Office, Mokokchung is transferred and posted at the office of Registrar of Co-operative Societies, Nagaland, Kohima.
4. Smti. Thungchanbeni Patton, ARCS, ARCS Office Phek is transferred and posted at ARCS Office, Wokha.
5. Shri. R. Bendang, ARCS, ARCS Office Wokha is transferred and posted at ARCS Office, Mokokchung.
6. Shri. I. Temjen Ao, ARCS, SRCS Office Mangkolemba is transferred and posted at ARCS Office, Phek.

Sd/-

IKIEPWANG

Under Secretary to the Govt. of Nagaland.

NOTIFICATION

Dated Kohima, the 13th August, 2018

NO.TRSM/ESTT-1/1/2017(C)121:: In accordance with Cabinet Office Memorandum No. CAB-2/2013 dated 25th July, 2018 in the interest of public service, the Governor of Nagaland is pleased to promote the following Tourist Officers to the up-graded post of Assistant Director / Senior Tourist Officer in the Pay Level 14 (Rs.57400-181600) PM plus all other allowances as are applicable under the rules from time to time with effect from 25th July, 2018.

- | | |
|----------------------------|------------------------------|
| 1. Smti. Tiarenla P. Rutsa | 6. Shri. Khukiye Sema |
| 2. Shri. T. Kakihe Sumi | 7. Shri. Lichumo Kikon |
| 3. Shri. Toka E. Tuccumi | 8. Smti. Kelhouse-ü Sekhose |
| 4. Smti. Orenponi Tungoe | 9. Shri. Nyurhetho |
| 5. Shri. Kakishe K. Zhimo | 10. Smti. Imtisenla Pongener |

2. This is to be read with notification NO. TRSM(S)-I/II/96(VOL.I) dated Kohima the 09th August, 2018 regarding technical qualification as per Nagaland Tourism Service Rules 2014.

Sd/-

B. HENOK BUCHEM , NCS

Deputy Secretary to the Government of Nagaland

NOTIFICATION

Dated Kohima, the 13th August, 2018

NO.TRSM/ESTT-1/1/2017(B)/120:: In accordance with Cabinet Office Memorandum No. CAB-2/2013 dated 25th July, 2018 the Governor of Nagaland is pleased to promote Shri I. Temjen Ao, Assistant Director to the up-graded post of Deputy Director in the Pay Level 15 (Rs.67300-189300) PM plus all other allowances as are applicable under the rules from time to time with effect from 25th July, 2018.

2. In the interest of public service Shri I. Temjen Ao, Deputy Director is posted at Directorate of Tourism, Nagaland, Kohima.

2. This is to be read with notification NO. TRSM(S)-I/II/96(VOL.I) dated Kohima the 09th August, 2018 regarding technical qualification as per Nagaland Tourism Service Rules 2014.

Sd/-

B. HENOK BUCHEM , NCS

Deputy Secretary to the Government of Nagaland

PART-IIA**NOTIFICATION**Dated Kohima, the 30th July, 2018

FOR/GEN-2/2015/76:: The Governor of Nagaland is pleased to constitute the Wildlife Crime Control Unit in the State of Nagaland. The Wildlife Crime Control Unit will be under the Administrative control of Wildlife Warden Dimapur with Headquarter in Dimapur and will cover all districts of the State

The Wildlife Crime Control Unit will consist of the following staffs:

- | | | |
|--|---|-----------|
| 1. Assistant Conservator of Forest (ACF) | - | 1 (one) |
| 2. Forester | - | 4 (four) |
| 3. Forest Guard | - | 8 (eight) |
| 4. Grade IV staff | - | 1 (one) |

The staff for the Wildlife Crime Control Unit will be reappropriated from the existing staff of Environment, Forests & Climate Change Department.

**Sd/-
MOALILA**

Under Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 30th July, 2018.

NO.FOR/ESTT-1/14/81: In pursuance to P & AR Department's Notification No. AR-13/5/89 dated 31.05.2015, the Governor of Nagaland is pleased to upgrade 1(one) post of Head Assistant Grade III (non-gazetted) to that of Head Assistant (Senior)(Class II gazetted) held by Shri. Yanath Konyak, in level 11 (40800-129200) of the Pay Matrix subject to the following conditions.

1. The Upgradation will be effective from the date of assumption of charge.
2. The incumbent will be placed and posted in his present place of posting.
3. The post will be personal to the incumbent and will be reverted back to their original grade of Head Assistant as and when the incumbent vacates the post.

**Sd/-
HENKHOHAO SINGSON**
Additional Secretary to the Govt. of Nagaland.

NOTIFICATIONDated Kohima, the 31st July, 2018

NO.PWR/ESTT-11/18 :: In the interest of public service, the Governor of Nagaland hereby orders cessation of service of Late. C. Meren, Ex-Junior Engineer (Elect) under Executive Engineer (Trans), Mokokchung Division w.e.f 08.05.2018 (A.N.) on his demise.

**Sd/-
SARA S. JAMIR**
Joint Secretary to the Government of Nagaland

ORDERDated Kohima, the 31st July, 2018

No. SW/WD/ESTT/S-19/2007: In terms of Section 3(1) and Section 3(2) of the Nagaland Retirement from Public Employment (Second Amendment) Act, 2009 which comes into effect from 31st October, 2009 and in terms of Government of Nagaland, P&AR Department's Notification No. AR-3/GEN-174/2007 (Pt) dated 07.08.2009, the following Officer serving under the establishment of Directorate of Social Welfare, whose name and particulars are indicated below, is hereby released from service on completion of 35 years of service as under:

Sl No	Name & Designation	Date of Birth	Date of Joining in Government service	Date of Retirement	Place of posting
1.	Smti. Weprelhiu, Superintendent	01.02.1962	02.01.1984	31.01.2019 on completion of 35 years of Service	Directorate of Social Welfare.

Sd/-

SHILOMENLA LONGCHARI

Deputy Secretary to the Government of Nagaland.

NOTIFICATION

HFW-23/B-1/FSSA/2013/76::

Dated Kohima the 27th July 2018

Superseding this Department Corrigendum letter No. HFW-23/B/FSSA/2010(Pt) dated 15th March 2015, in proviso of the Food Safety and Standards Act, 2006 and Rule 2011 and in pursuance to the minutes of the 12th Meeting of Central Advisory Committee of Food Safety & Standards Authority of India vide No.2(I) CAC/Enf-11/2013FSSAI.Part-I dated 20th August, 2014, the Governor of Nagaland is pleased to re-constitute a State Level Steering Committee consisting of the following Officers/Officials as Chairperson and Members:-

- | | |
|---|--------------------|
| 1. Chief Secretary, Nagaland | : Chairperson |
| 2. Commissioner & Secretary cum
Food Safety Commissioner, H&FW | : Vice-Chairperson |
| 3. Secretary, Home | : Member |
| 4. Secretary, Justice & Law | : " |
| 5. Director General of Police | : " |
| 6. Director, Food & Civil Supplies | : " |
| 7. Director, School Education | : " |
| 8. Director, Social Welfare | : " |
| 9. Director, Industries & Commerce | : " |
| 10. Director, Veterinary & Animal Husbandry | : " |
| 11. Director, Rural Development | : " |
| 12. Director, Fisheries Department | : " |
| 13. Director, Municipal Affairs | : " |
| 14. Principal Director, H&FW | : Member Secretary |

The Committee will examine the progress of the State regarding implementation of Food Safety and Standards Act(FSSA), 2006 and to recommend action plan of the State to the Food Safety & Standards Authority of India(FSSAI), Government of India.

Sd/-

I. HIMATO ZHIMOMI

Food Safety Commissioner Cum

Commissioner & Secretary to the Govt. of Nagaland

ORDERDated Kohima, the 31st July 2018

NO. DoWR/ESTT/PF-21/2018 /695 :: In terms of section 3(1) and section 3(2) of the Nagaland Retirement from Public Employment (Second Amendment) Act, 2009, Vide Government of Nagaland, P&AR Department Notification No. AR – 3/GEN-174/2007 (pt) dated 07.08.2009, the Governor of Nagaland is pleased to release **Shri. Imna Longkumer**, Registrar, under the office of the Chief Engineer, Department of Water Resources from service w.e.f 31-07-2018 (A.N) on completion of 35 years of service.

Sd/-

KEKHRIESELIE MEPFHU-O

Under Secretary to the Govt. of Nagaland

NOTIFICATIONDated Kohima, the 25th July, 2018.

NO.DSE/ ESTT/HINDI/20-14/2017/198 :: In the interest of public service the Governor of Nagaland is pleased to allow Shri. Gulab Chandra, Hindi Education Officer (HEO), Directorate of School Education to hold the current charge of Principal, Government Hindi Institute (GHI), Dimapur in the same scale and pay against the retirement vacancy of Shri. Shobh Nath Dubey, Principal (Retd), GHI, Dimapur with immediate effect.

2. This arrangement is only on current charge as a stop-gap measure and does not confer any right to claim for regularisation.

Sd/-

Y. RENBONTHUNG TSOPOE

Joint Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 25th July, 2018

NO.HR/ESTT-3/28/95 : : On the recommendation of the Departmental Promotion Committee meeting held on 24-11-2017 and in the interest of Public service, the Governor of Nagaland is pleased to regularise the officiating promotion of Shri N.Amos Director (rtd) as per the posts and date shown against each.

Sl no	Designation	Pay band and Grade Pay	Effective date of regularization
1	Joint Director	Rs 15,600-39,100/- PM Grade Pay : Rs 7600/-	01-12-2016
2	Director	Rs 37,400-67,00/- PM Grade Pay: Rs 8900/-	01-07-2017

Sd/-

K.TSAPONGLA SANGTAM

Under Secretary to the Govt. of Nagaland

NOTIFICATIONDated Kohima, the 24th July 2018

NO.HFW(A) MISC/12/7/2013/24 /// In pursuance to P&AR department's Notification No.AR-13/5/89 dated 31/3/2015, the Governor of Nagaland is pleased to upgrade 3 (three) posts of Head Assistant (Non-gazetted) to that of Senior Head Assistant (Class-II Gazetted) held by (1) Smti.V.Khekishe, H.A,CMO Kiphire (2) Shri.Dusakhru Valeo, H.A, CMO, Wokha (3) Smti.T.Aiemla, H.A,CMO, Peren in the Pay Band of Rs.9300-34800/- and Grade Pay of Rs.4400/-pm subject to the following conditions.

- 1) The upgradation will be effective from the date of assumption of charge.
- 2) The incumbent will be placed and posted in their present place of posting.
- 3) The post shall be personal to the incumbent and will be reverted back to their original grade of Head Assistant as and when the incumbent vacates the post.
- 4) The above 3 (three) officers will be retained in the same posting places.

Sd/-**NOUNE-U KIRE**

Under Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 25th July 2018

NO.IPR/MEDIA/6-2/2016/512: In the interest of Public service, the Governor of Nagaland is pleased to constitute the Nagaland News Media Accreditation Committee under the Nagaland News Media Accreditation Rules (Revised) 2017 with the following as Chairperson and members:-

- | | |
|--|-------------------|
| 1. Chief Secretary, Government of Nagaland | :Chairperson |
| 2. Commissioner & Secretary/ Secretary IPR | :Vice Chairman |
| 3. Dzuvinuo Theunuo Joint Director IPR & Editor, Warrior | :Member |
| 4. Mhalezolie Kire Editor, Capi | :Member |
| 5. K.Temjen Jamir, Editor, Tir Yimyim | :Member |
| 6. K.Wabang, Longkumer Editor Eastern Mirror | :Member |
| 7. President, Kohima Press Club | :Member |
| 8. Moa Longkumer, President, Dimapur Press Club | :Member |
| 9. Limalenden, President, Mokokchung Press Club | :Member |
| 10. Director (Directorate of Information & Public Relations) | :Member Secretary |
2. The Tenure, Offices, Proceedings and function of the Committee shall operate and exercise as incorporated in the Nagaland News Media Accreditation Rules (Revised) 2017.

Sd/-**L. AKATO SEMA , I.A.S**

Secretary to the Govt. of Nagaland.

NOTIFICATIONKohima, dated, the 25th July, 2018.

NO.HTE/TE/8-98/2017(Part): The Governor of Nagaland is pleased to accept the resignation of Smti. N. Zuchumlo Ngullie, Lecturer, Civil Engineering, Government Polytechnic, Seithekiema, Dimapur w.e.f. 01.06.2018.

Sd/-**ANIMI LOTHIA**

Under Secretary to the Govt. of Nagaland.

NOTIFICATIONDated Kohima, the 24th July 2018

NO.IDB/NIRM-19/74/378: In pursuance of the provision made in the Memorandum & Article of Association, the Governor of Nagaland is pleased to re-constitute the Board of Directors of the Nagaland Industrial Raw Materials & Supply Corporation Ltd., Dimapur and appoint the following officers as the Directors with immediate effect :-

- 1) Smti Lithrongla G. Chishi, IAS Comr & Secretary , Industries & Commerce Department
- Chairperson
- 2) Shri Nosazol Charles, Addl. Dev. Commissioner, Planning Dept. - Director
- 3) Shri V. Kezo, OSD (Budget), Finance Dept. - Director
- 4) Er. S. Temsulong Jamir, Director, Industries & commerce Dept. - Director
- 5) Shri Vitsutho Nyuthe, Managing Director, NIRMSC Ltd - Managing Director

Sd/-

SENTIWAPANG AIER

Joint Secretary to the Govt. of Nagaland.

NOTIFICATIONDated Kohima, the 24th July, 2018

FOR/GEN-31/5/2018:: In exercise of the power conferred under Clause (1) of Section 36C of the Wild Life (Protection) Act, 1972 the Governor of Nagaland is pleased to declare Yongshei Community Reserve Forests for protecting the fauna and flora of the area. The said area comprise of 150 Ha. and is notified as Community Reserve Forest as per the initiative of Yongshei Village council under Longleng District, Nagaland.

The boundary of the Yongshei Community Reserve Forest is as follows.

East	:	Tangsha Road
West	:	Shahnyu Nulla
North	:	Agri link Road
South	:	Shaüpaü Nulla

Sd/-

HEKHOHAO SINGSON

Additional Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 24th July, 2018

FOR/GEN-31/5/2018:: In exercise of the power conferred under Clause (1) of Section 36C of the Wild Life (Protection) Act, 1972 the Governor of Nagaland is pleased to declare Tamlu Community Reserve Forests for protecting the fauna and flora of the area. The said area comprise of 200 Ha. and is notified as Community Reserve Forest as per the initiative of Tamlu Village council under Longleng District, Nagaland.

The boundary of the Tamlu Community Reserve Forest is as follows.

East	:	Khonglong Shang
West	:	Yenchukchung Nulla
North	:	Nyahlok
South	:	Shingnya River

Sd/-

HEKHOHAO SINGSON

Additional Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 24th July, 2018

FOR/GEN-31/5/2018:: In exercise of the power conferred under Clause (1) of Section 36C of the Wild Life (Protection) Act, 1972 the Governor of Nagaland is pleased to declare Khonoma Community Reserve Forests for protecting the fauna and flora of the area. The said area comprise of 265 Ha. and is notified as Community Reserve Forest as per the initiative of the Village Council of Khonoma under Kohima District, Nagaland.

The boundary of the Khonoma Community Reserve Forest is as follows.

East	:	Jotsoma
West	:	Mezoma & Dzülakie
North	:	NH-29
South	:	Yankhulen Village, Manipur

Sd/-

HEKHOHAO SINGSON

Additional Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 24th July, 2018

FOR/GEN-31/5/2018:: In exercise of the power conferred under Clause (1) of Section 36C of the Wild Life (Protection) Act, 1972 the Governor of Nagaland is pleased to declare Sitap Community Reserve Forests for protecting the fauna and flora of the area. The said area comprise of 150 Ha. and is notified as Community Reserve Forest as per the initiative of Sitap Village council under Longleng District, Nagaland.

The boundary of the Sitap Community Reserve Forest is as follows.

East	:	Feeder Road
West	:	Moichong Nulla
North	:	Dikhu River
South	:	Link Road

Sd/-

HEKHOHAO SINGSON

Additional Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 24th July, 2018

FOR/GEN-31/5/2018:: In exercise of the power conferred under Clause (1) of Section 36C of the Wild Life (Protection) Act, 1972 the Governor of Nagaland is pleased to declare Benreu Community Reserve Forests for protecting the fauna and flora of the area. The said area comprise of 3000 Ha. and is notified as Community Reserve Forest as per the initiative of Benreu Village council under Peren District, Nagaland.

The boundary of the Benreu Community Reserve Forest is as follows.

East	:	Duylumki
West	:	Johny Road
North	:	Tampung
South	:	Punglwa

Sd/-

HEKHOHAO SINGSON

Additional Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 24th July, 2018

FOR/GEN-31/5/2018:: In exercise of the power conferred under Clause (1) of Section 36C of the Wild Life (Protection) Act, 1972 the Governor of Nagaland is pleased to declare Sakhabama Community Reserve Forests for protecting the fauna and flora of the area. The said area comprise of 250 Ha. and is notified as Community Reserve Forest as per the initiative of Sakhabama Village council under Kohima District, Nagaland.

The boundary of the Sakhabama Community Reserve Forest is as follows.

East	:	Sidzü
West	:	PWD Road, Dihoma
North	:	Sakrozarü
South	:	Mewinüzurü

Sd/-

HEKHOHAO SINGSON

Additional Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 24th July, 2018

FOR/GEN-31/5/2018:: In exercise of the power conferred under Clause (1) of Section 36C of the Wild Life (Protection) Act, 1972 the Governor of Nagaland is pleased to declare Tuophema Village Community Reserve Forests for protecting the fauna and flora of the area. The said area comprise of 250 Ha. and is notified as Community Reserve Forest as per the initiative of the Village Council of Tuophema Village under Kohima District, Nagaland.

The boundary of the Tuophema Village Community Reserve Forest is as follows.

East	:	Tuophe-Kasha Peace Road
West	:	NH-2
North	:	Kasha Group Community Road
South	:	Tuophema-Botsa Road

Sd/-

HEKHOHAO SINGSON

Additional Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 24th July, 2018

FOR/GEN-31/5/2018:: In exercise of the power conferred under Clause (1) of Section 36C of the Wild Life (Protection) Act, 1972 the Governor of Nagaland is pleased to declare Nian Community Reserve Forests for protecting the fauna and flora of the area. The said area comprise of 200 Ha. and is notified as Community Reserve Forest as per the initiative of Nian Village council under Longleng District, Nagaland.

The boundary of the Nian Community Reserve Forest is as follows.

East	:	Agri Link road
West	:	Pongom River
North	:	Hampong Nulla
South	:	Shali Nulla

Sd/-

HEKHOHAO SINGSON

Additional Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 24th July, 2018

FOR/GEN-31/5/2018:: In exercise of the power conferred under Clause (1) of Section 36C of the Wild Life (Protection) Act, 1972 the Governor of Nagaland is pleased to declare Hukphang Community Reserve Forests for protecting the fauna and flora of the area. The said area comprise of 300 Ha. and is notified as Community Reserve Forest as per the initiative of Hukphang Village council under Longleng District, Nagaland.

The boundary of the Hukphang Community Reserve Forest is as follows.

East	:	Yongphang Village
West	:	Oungi River
North	:	Mt. Yungnyushang
South	:	Hukhang Village

Sd/-

HEKHOHAO SINGSON

Additional Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 24th July, 2018

FOR/GEN-31/5/2018:: In exercise of the power conferred under Clause (1) of Section 36C of the Wild Life (Protection) Act, 1972 the Governor of Nagaland is pleased to declare Khwüma Khel, Jotsoma Community Reserve Forests for protecting the fauna and flora of the area. The said area comprise of 300 Ha. and is notified as Community Reserve Forest as per the initiative of Khwüma Khel, Jotsoma under Kohima District, Nagaland.

The boundary of the Khwüma Khel, Jotsoma Community Reserve Forest is as follows.

East	:	Dzüna Reserve Forest
West	:	Jotsoma Reserve Forest
North	:	Tsieya Dzü
South	:	Jotsoma Reserve Forest

Sd/-

HEKHOHAO SINGSON

Additional Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 24th July, 2018

FOR/GEN-31/5/2018:: In exercise of the power conferred under Clause (1) of Section 36C of the Wild Life (Protection) Act, 1972 the Governor of Nagaland is pleased to declare Jotsoma Community Reserve Forests for protecting the fauna and flora of the area. The said area comprise of 500 Ha. and is notified as Community Reserve Forest as per the initiative of the Village Council of Jotsoma under Kohima District, Nagaland.

The boundary of the Jotsoma Community Reserve Forest is as follows.

East	:	Puliebadze
West	:	Tonyü
North	:	Japfü
South	:	Lievagei

Sd/-

HEKHOHAO SINGSON

Additional Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 24th July, 2018

FOR/GEN-31/5/2018:: In exercise of the power conferred under Clause (1) of Section 36C of the Wild Life (Protection) Act, 1972 the Governor of Nagaland is pleased to declare Wakching Chingla Community Reserve Forests for protecting the fauna and flora of the area. The said area comprise of 3.000 Ha. and is notified as Community Reserve Forest as per the initiative of the Village Council of Wakching Chingla under Mon District, Nagaland.

The boundary of the Wakching Chingla Community Reserve Forest is as follows.

East	:	Jumin and Wengdang Forest
West	:	West Dekhow River
North	:	Semang River
South	:	Shulu Yeang River

Sd/-

HEKHOHAO SINGSON

Additional Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 24th July, 2018

FOR/GEN-31/5/2018:: In exercise of the power conferred under Clause (1) of Section 36C of the Wild Life (Protection) Act, 1972 the Governor of Nagaland is pleased to declare Gariphema Community Reserve Forests for protecting the fauna and flora of the area. The said area comprise of 265 Ha. and is notified as Community Reserve Forest as per the initiative of the Village Council of Gariphema under Kohima District, Nagaland.

The boundary of the Gariphema Community Reserve Forest is as follows.

East	:	Khasalaqha
West	:	Ghai Do
North	:	Kuzupfhe Range
South	:	Village circular road

Sd/-

HEKHOHAO SINGSON

Additional Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima the 23rd July 2018

NO.YRS/SPORTS/S/1/2000(Pt) :: The Governor of Nagaland is pleased to constitute the State Level Committee for Dr.T.Ao Award to be given this year on the Independence day, 15th August 2018, consisting of the following members:

- | | |
|---|-----------------|
| 1. Hon'ble Chief Minister Nagaland | - Chairman |
| 2. Hon'ble. Advisor, Youth Resources & Sports | - Vice Chairman |
| 3. Shri. Meren Paul, Secretary General Nagaland Olympic Association | - Member |
| 4. Shri. Abu Metha, President Nagaland Athletic Association | - Member |
| 5. Commissioner & Secretary, YRS Department. | - Member |
| 6. Director, YRS Department. | - Member Secy |

Sd/-

ANENLA S.LONGCHARI, IAS

Commissioner & Secretary to Govt. of Nagaland

NOTIFICATIONDated Kohima, the 11th July, 2018

NO: POL-1/ESTT-3/06/2015 : Under the provision of sub-rule (a) of rule 16 of the Nagaland Health Service Rules 2006, the Governor of Nagaland is pleased to confirm the service of the following Officers under PHQ who have completed the period of probation with effective date shown below:-

Sl. No.	Name of the officer	Date of Appointment Regularization	Date of Confirmation
1.	Dr. Nekhini Adaho	18-10-1993	18-10-1995
2.	Dr. Sentinukla	18-03-2003	18-03-2005
3.	Dr. W. Lunso Yimchunger	18-03-2003	18-03-2005
4.	Dr. Temjenmonglba Ao	18-03-2003	18-03-2005
5.	Dr. Rhowatho Kajiri	18-03-2003	18-03-2005
6.	Dr. Hojesong Panme	18-03-2003	18-03-2005
7.	Dr. L. Thungpamo Patton	27-05-2004	27-05-2006
8.	Dr. Ruopfuvizo Mezhu	27-05-2004	27-05-2006
9.	Dr. Kedouwe Kapfo	27-05-2004	27-05-2006
10.	Dr. Amenla P	25-05-2006	25-05-2008
11.	Dr. Chubabenla	23-09-2009	23-09-2011
12.	Dr. Vincent Merry	02-03-2010	02-03-2012
13.	Dr. Haelom Liegise	02-03-2010	02-03-2012
14.	Dr. M. Maputemjen Jamir	01-06-2012	01-06-2014
15.	Dr. John Khuvung	01-06-2012	01-06-2014
16.	Dr. T. Lima Imsong	16-04-2014	16-04-2016

Confirmation in the grade will not confer any right to claim seniority over the seniors.

Sd/-**NEIKEDUOLIE**

Under Secretary to the Govt. of Nagaland.

ORDERDated Kohima, the 20th July, 2018.

NO.POL/HG 33 2007 : In term of section 3(1) and section 3(2) of the Nagaland Retirement from Public Employment (Second Amendment) Act, 2009, which comes into effect from 31st October, 2009 and in terms of Government of Nagaland, P & AR Department's Notification No.AR-3 GEN-174-2007 (Pt) dated 7th August, 2009 Shri. *Temjenyanger*, Coy Commander, an employee of the Government of Nagaland, serving under the establishment of Home Guards and Civil Defence, Department, is hereby released from service on superannuation with effect from 31st December, 2018 (A.N), on attaining 60 (sixty) years of age.

Sl. No.	Name of the Govt. employee	Designation	Office & Place of Posting	Date of Birth	Date of Joining Govt. Service	Date of completion of 35 years of service	Date of release on attaining 60 years of age
1	2	3	4	5	6	7	8
1	Temjenyanger	Coy. Commander	Directorate of Home Guards & CD	22.12.1958	01.08.1988	-	31.12.2018

Sd/-**RONGSEN MONGLA**

Joint Secretary to the Government of Nagaland.

NOTIFICATIONDated Kohima, the 19th July, 2018.

NO.YRS/ESTT-2/4/2017 : The Governor of Nagaland is pleased to order regularization for officiating promotion in respect of the following Officers under Directorate of Youth Resources & Sports in the pay bands with Grade pay, plus all other allowances that are admissible under the rules enforced in Nagaland from time to time

1. **Smti.Zehovonu Neikha**, for regularization to the post of
 - (i). **Assistant Superintendent** in the pay band of Rs.9300-34800/- with Grade Pay of Rs.4400/- P.M w.e.f **12-03-2012**
 - (ii). **Superintendent** in the pay band of Rs.15600-39100/- with Grade Pay of Rs.5400/- P.M w.e.f. **13-03-2017. with observation that she improves within 1 (one) year for regular promotion.**
2. **Shri. Neituzo Zhale**, for regularization to the post of Assistant Superintendent in the pay band of Rs.9300-34800/- with Grade Pay of Rs.4400/- P.M w.e.f **08-03-2013**.
3. **Shri. Neisetso Guozi**, for regularization to the post of Assistant Superintendent in the pay band of Rs.9300-34800/- with Grade Pay of Rs.4400/- P.M w.e.f **20-09-2014**.

The regularisation of the Officiating promotion is made as per the recommendation of the Departmental Promotion Committee (DPC) communicated vide the Nagaland Public Service Commission's letter No.NPSC/DPC-10/2017 dated 11/06/2018

Sd/-

KECHA NIENU

Deputy Secretary to the Govt. of Nagaland.

NOTIFICATIONDated Kohima, the 20th July, 2018

NO.IDB/NIDC-12/82/387: In pursuance of the provision made in Article 25 of the Memorandum & Articles of Association, the Governor of Nagaland is pleased to re-constitute the Board of Directors of the Nagaland Industrial Development Corporation Ltd. (NIDC), Dimapur and appoint the following officers on the re-constituted Board of Directors with immediate effect :-

- | | |
|---|---------------------|
| 1) Shri Imnatiba, Advisor | - Chairperson |
| 2) Shri Tali Temjen Toy, (DIN 0008003089)
Chief Secretary & Finance Commissioner | - Director |
| 3) Shri Sentiyanger, Principal Secretary & Development Commissioner | - Director |
| 4) Smti Lithrongla G Chishi, (DIN Applied For)
Commissioner & Secretary, Industries & Commerce Dept. | - Director |
| 5) Er. S. Temsulong Jamir, (DIN Applied For)
Director, Industries & Commerce Dept. | - Director |
| 6) Shri C.M. Lotha, (DIN 07843545) | - Managing Director |

This supersedes all previous Notifications issued in this regard.

Sd/-

SENTIWAPANG AIER

Joint Secretary to the Govt. of Nagaland.

ORDERDated Kohima, the 20th July 2018.

NO.HFW(A)AYUSH-12/36/15 /18 :: In terms of section 3(2) of the Nagaland Retirement from Public Employment (Second Amendment) Act, 2009, which comes into effect from 31st October 2009, in terms of Government of Nagaland P & AR Department's Notification No.AR-3/Gen-174/2007 (Pt) dated 7th August 2009, the following officer whose name and particulars are given in the **Annexure** is hereby released from service on superannuation with effect from 31-12-2018.

Sd/-

NOUNEU KIRE

Under Secretary to the Government of Nagaland.

ANNEXURE

Sl. no	Name	Designation	Place of Posting	Date of Birth	Date of Joining Service	Date of Completion of 60 years of age.	Date of completion of 35 years of service.
1.	Dr.Suresh Tiwari	Medical Officer (Homoeopathy)	DH Tuensang	01.01.1959	29.07.1987	31.12.2018	31.07.2022

Sd/-

NOUNEU KIRE

Under Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 12th July, 2018.

No. RR-17/1/2003-2004: In supersession to this Department Notification No. RR-17/1/2003-2004 Dated Kohima, the 21st July, 2008, the Governor of Nagaland is pleased to prescribe the rates for Ex – Gratia payment to the personnel or the next of kin (NOK) of Assam Rifles / Central Armed Police Forces (CAPF) / Indian Armed Forces & soldiers belonging to Nagaland who suffer fatal and non – fatal casualties during counter insurgency operations within and outside the state as indicated below:

A. CASUALTIES WITHIN NAGALAND

- I. Soldiers from outside the state –
 1. Assam Rifles
 2. Central Armed Police Forces (CAPF)
 3. Indian Armed Forces
- II. Soldiers belonging to Nagaland.

Sl.No.	Particular or loss of injury	Maximum limit of Ex – Gratia
1.	Fatal casualty	Rs. 6,00,000/-
2.	Non – fatal casualty causing Permanent Disability	Rs. 4,00,000/-
3.	Non – fatal casualty causing Grievous Injury	Rs. 1,00,000/-

B. SOLDIERS BELONGING TO NAGALAND ON BECOMING CASUALTIES OUTSIDE THE STATE.

Sl.No.	Particular or loss of injury	Maximum limit of Ex – Gratia
1.	Fatal casualty	Rs. 6,00,000/-
2.	Non – fatal casualty causing Permanent Disability	Rs. 4,00,000/-
3.	Non – fatal casualty causing Grievous Injury	Rs. 1,00,000/-

Sd/-

ROVILATUO MOR, IAS

Secretary to the Govt. of Nagaland

NOTIFICATIONDated Kohima, the 31st July 2018

NO.HOME/JL-2/ESTT/7/12 : : The Governor of Nagaland is pleased to order Upgradation of the Ex-cadre Post of Research Officer (Planning) Class-I Gazetted to that of Senior Research Officer (Planning) in the Prisons Department from PB ₹15600-39100/- with GP of ₹5700/- to the equivalent PB in GP of ₹6600/- ie, Level-15 (67300-189300) pm plus all other allowances as admissible from time to time personal to Shri.C. Lwngnyei Konyak w.e.f the date of Cabinet decision i.e, 27/06/18.

This has the clearance of P&AR Department vide U.O.No 239 dated 30/07/13, Finance Department concurrence RFC/ESTT No 1414 dated 15/03/17 and Cabinet approval conveyed vide OM NO.CAB-2/2013 dated 28/06/18.

Sd/-

YUKHABA THONGER

Joint Secretary to the Govt. of Nagaland

NOTIFICATIONDated Kohima, the 2nd August 2018.

NO.DS/ERT/DEP-143/2014/732 : : In the interest of public service, the Governor of Nagaland is pleased to grant ex-post facto clearance against the period of service rendered on deputation of the under mentioned Work Experience Teacher (W.E.T) under DIET Chiechama for a period with effect from 1st March, 2018 to 4th July, 2018.

Sl. No.	Name	Place of Posting	Period of Extension with retrospective effect
1	Smti. LIETHOLENO CHUCHA	DIET Chiechama	01.03.2018 to 04.07.2018

2. The Officer is repatriated to her parent cadre i.e School Education Department with effect from 5th July, 2018.

3. This issues with the clearance of the P & AR Department vide U.O No. 367 dated 31/07/08

Sd/-

EHUNGLE LUNGALANG

Joint Secretary to the Government of Nagaland.

NOTIFICATIONDated Kohima, the 6th August 2018

NO.POL-B/SWR/ESTT-1/01/2017: In the interest of public service, the Government of Nagaland is pleased to upgrade 1(One) post of Deputy Director to that of Joint Director and 5(Five) posts of Zila Sainik Welfare Officer to that of Deputy Directors respectively, in the Pay Band and Grade Pay as mentioned below, under the Directorate of Sainik Welfare and Resettlement, Nagaland, Kohima, plus all other allowances as admissible from time to time in the state with immediate effect.

Sl No	Name of Present Post Pay Band & Grade Pay	Upgraded to the Posts of	No of Posts Upgraded
1	Deputy Director (PB ₹ 15600-39100 + GP ₹ 6600/-)	Joint Director (PB ₹ 15600-39100 + GP ₹ 7600/-)	1 No
2	Zila Sainik Welfare Officer(ZSWO) (PB ₹ 15600-39100 + GP ₹ 5700/-)	Deputy Director (PB ₹ 15600-39100 + GP ₹ 6600/-)	5 Nos

This issues with the approval of the P&AR Department vide their U.O. No.469 dated 12/09/17, the concurrence of the Finance Department vide RFC/ESTT/No. 19/7 dated 11/12/17, the approval of the Manpower Rationalization Committee vide Memorandum No. AR-3/GEN-331/2016 dated 19/3/2018 and the Cabinet vide **NO.CAB-2/2013** dated 28th June 2018.

Sd/-

RONGSENMONGLA

Joint Secretary to the Government of Nagaland

NOTIFICATIONDated Kohima, the 9th June 2018

NO.PLN/M-266/04 Pt-II/269: In the interest of public service, the Governor of Nagaland is pleased to constitute Public Grievance Cell and Women Helpline Board consisting of the following members for State Planning Machinery, Planning & Co-ordination Department :-

- | | |
|---------------------------------|----------------------|
| 1. Smti. Opangtula Sangtam, JDC | - Convener/ Chairman |
| 2. Smti. N.Joory, ADC | -Member |
| 3. Smti. Vilhouhuno .PO | -Member |
| 4. Smti. Benjongtula, APO | -Member |
| 5. Smti. Watisangla, APO | -Member Secretary |

2. The above cell board is constituted in compliance to the AHODs/HODs meeting minutes No.5(4) held on 3rd April 2018.

3. The Cell shall look into all public grievances and provide helpline to women pertaining to State Planning machinery, Planning & Co-ordination Department.

4. This Board members shall remain valid till further order.

Sd/-

E. MOTSUTHUNG LOTH

Asstt. Development Commissioner (Estt)

NOTIFICATION

HFW-22/B-2/2009/96

Dated Kohima, the 3rd Aug' 2018

WHEREAS, Drugs/medicines is a life saving essential items and its standards/quality is regulated by Drugs and Cosmetics Act, 1940 and Rules, 1945.

WHEREAS, quality of medicines is of paramount importance in order to have prompt and effective treatment of diseases. Medicines are sensitive products and are affected adversely by light, moisture, temperature, motion, suspended particulates etc. and therefore, it is mandatory for all stakeholders to strictly comply to the storage conditions/directions issued as per the said Rules.

FURTHER, there is also the issue of possibility of availability of Sub-standard, Adulterated, Spurious and misbranded drugs in the market, which is a threat to patient's health and economy. The Government of India in order to combat this issue has amended Drugs and Cosmetics Act 1940 in the year 2008 wherein Section-27(a) was amended and enhanced the offence of dealing such drugs/medicines with an imprisonment for a term which shall not be less than 10 years but shall be extended upto life imprisonment and fine of not less than Rs.10,00,000/-(Rupees ten lakhs)only or 3(three) times the value of the drugs confiscated, whichever is more, to have maximum deterrence.

THEREFORE, all responsible stakeholders are hereby cautioned that transactions at all level will be effectively monitored. Henceforth, any dealers found conducting business in violation of any provision of the aforesaid Act and Rules shall be punishable under appropriate Section of the Drugs and Cosmetics Act, 1940.

This is issued in the interest of the public.

Sd/-

I. HIMATO ZHIMOMI

Commissioner & Secretary to the Government of Nagaland.

CORRIGENDUMDated Kohima, the 3rd Aug 2018

No.DoWR/ESTT-16/2018/701 :: In partial modification of this office notification No. IRR/ESTT-6/07/623 dated 20.06.2018, the place of posting of Smti. Chubapokla, HA (Senior) may be read as S.E, Circle -I, Dimapur

2. All other terms and conditions remain the same.

Sd/-

KEKHRIESELIE MEPFHU-O

Under Secretary to the Govt. of Nagaland

NOTIFICATIONDated Kohima, the 2nd Aug. 2018

WH/PMGSY/1/2007/14 : In pursuance of PMGSY Guidelines for monitoring and supervision of quality control in the execution of PMGSY works, Er. K. Theunuo, Addl. Chief Engineer, PWD (R&B) is hereby designated as State Quality Co-ordinator (SQC) in addition to his normal duties. Accordingly, Er. Limadongdang Jamir, Chief Engineer, PWD (R&B), Nagaland is relieved of his duties as the SQC, PMGSY.

Sd/-

SENLO TEP

Under Secretary to the Government of Nagaland

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 28th December, 2016/Pausha 17, 1938 (Saka)

The following Act of Parliament received the assent of the President on the 27th December, 2016, and is hereby published for general information:—

THE RIGHTS OF PERSONS WITH DISABILITIES ACT, 2016

(No. 49 OF 2016)

[27th December, 2016]

An Act to give effect to the United Nations Convention on the Rights of Persons with Disabilities and for matters connected therewith or incidental thereto.

WHEREAS the United Nations General Assembly adopted its Convention on the Rights of Persons with Disabilities on the 13th day of December, 2006:

AND WHEREAS the aforesaid Convention lays down the following principles for empowerment of persons with disabilities,—

(a) respect for inherent dignity, individual autonomy including the freedom to make one's own choices, and independence of persons;

(b) non-discrimination;

(c) full and effective participation and inclusion in society;

(d) respect for difference and acceptance of persons with disabilities as part of human diversity and humanity;

(e) equality of opportunity;

(f) accessibility;

(g) equality between men and women;

(h) respect for the evolving capacities of children with disabilities and respect for the right of children with disabilities to preserve their identities;

AND WHEREAS India is a signatory to the said Convention:

AND WHEREAS India ratified the said Convention on the 1st day of October, 2007:

AND WHEREAS it is considered necessary to implement the Convention aforesaid.

BE it enacted by Parliament in the Sixty-seventh Year of the Republic of India as follows:—

CHAPTER I

PRELIMINARY

Short title and commencement.

1. (1) This Act may be called the Rights of Persons with Disabilities Act, 2016.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

Definitions.

2. In this Act, unless the context otherwise requires,—

(a) “appellate authority” means an authority notified under sub-section (3) of section 14 or sub-section (1) of section 53 or designated under sub-section (1) of section 59, as the case may be;

(b) “appropriate Government” means,—

(i) in relation to the Central Government or any establishment wholly or substantially financed by that Government, or a Cantonment Board constituted under the Cantonments Act, 2006, the Central Government;

41 of 2006.

(ii) in relation to a State Government or any establishment, wholly or substantially financed by that Government, or any local authority, other than a Cantonment Board, the State Government.

(c) “barrier” means any factor including communicational, cultural, economic, environmental, institutional, political, social, attitudinal or structural factors which hampers the full and effective participation of persons with disabilities in society;

(d) “care-giver” means any person including parents and other family Members who with or without payment provides care, support or assistance to a person with disability;

(e) “certifying authority” means an authority designated under sub-section (1) of section 57;

(f) “communication” includes means and formats of communication, languages, display of text, Braille, tactile communication, signs, large print, accessible multimedia, written, audio, video, visual displays, sign language, plain-language, human-reader, augmentative and alternative modes and accessible information and communication technology;

(g) “competent authority” means an authority appointed under section 49;

(h) “discrimination” in relation to disability, means any distinction, exclusion, restriction on the basis of disability which is the purpose or effect of impairing or nullifying the recognition, enjoyment or exercise on an equal basis with others of all human rights and fundamental freedoms in the political, economic, social, cultural, civil or any other field and includes all forms of discrimination and denial of reasonable accommodation;

(i) "establishment" includes a Government establishment and private establishment;

(j) "Fund" means the National Fund constituted under section 86;

18 of 2013. (k) "Government establishment" means a corporation established by or under a Central Act or State Act or an authority or a body owned or controlled or aided by the Government or a local authority or a Government company as defined in section 2 of the Companies Act, 2013 and includes a Department of the Government;

(l) "high support" means an intensive support, physical, psychological and otherwise, which may be required by a person with benchmark disability for daily activities, to take independent and informed decision to access facilities and participating in all areas of life including education, employment, family and community life and treatment and therapy;

(m) "inclusive education" means a system of education wherein students with and without disability learn together and the system of teaching and learning is suitably adapted to meet the learning needs of different types of students with disabilities;

(n) "information and communication technology" includes all services and innovations relating to information and communication, including telecom services, web based services, electronic and print services, digital and virtual services;

(o) "institution" means an institution for the reception, care, protection, education, training, rehabilitation and any other activities for persons with disabilities;

41 of 2006. (p) "local authority" means a Municipality or a Panchayat, as defined in clause (e) and clause (f) of article 243P of the Constitution; a Cantonment Board constituted under the Cantonments Act, 2006; and any other authority established under an Act of Parliament or a State Legislature to administer the civic affairs;

(q) "notification" means a notification published in the Official Gazette and the expression "notify" or "notified" shall be construed accordingly;

(r) "person with benchmark disability" means a person with not less than forty per cent. of a specified disability where specified disability has not been defined in measurable terms and includes a person with disability where specified disability has been defined in measurable terms, as certified by the certifying authority;

(s) "person with disability" means a person with long term physical, mental, intellectual or sensory impairment which, in interaction with barriers, hinders his full and effective participation in society equally with others;

(t) "person with disability having high support needs" means a person with benchmark disability certified under clause (a) of sub-section (2) of section 58 who needs high support;

(u) "prescribed" means prescribed by rules made under this Act;

(v) "private establishment" means a company, firm, cooperative or other society, associations, trust, agency, institution, organisation, union, factory or such other establishment as the appropriate Government may, by notification, specify;

(w) "public building" means a Government or private building, used or accessed by the public at large, including a building used for educational or vocational purposes, workplace, commercial activities, public utilities, religious, cultural, leisure or recreational activities, medical or health services, law enforcement agencies, reformatories or judicial foras, railway stations or platforms, roadways bus stands or terminus, airports or waterways;

(x) "public facilities and services" includes all forms of delivery of services to the public at large, including housing, educational and vocational trainings, employment

and career advancement, shopping or marketing, religious, cultural, leisure or recreational, medical, health and rehabilitation, banking, finance and insurance, communication, postal and information, access to justice, public utilities, transportation;

(v) "reasonable accommodation" means necessary and appropriate modification and adjustments, without imposing a disproportionate or undue burden in a particular case, to ensure to persons with disabilities the enjoyment or exercise of rights equally with others;

(z) "registered organisation" means an association of persons with disabilities or a disabled person organisation, association of parents of persons with disabilities, association of persons with disabilities and family members, or a voluntary or non-governmental or charitable organisation or trust, society, or non-profit company working for the welfare of the persons with disabilities, duly registered under an Act of Parliament or a State Legislature;

(za) "rehabilitation" refers to a process aimed at enabling persons with disabilities to attain and maintain optimal, physical, sensory, intellectual, psychological environmental or social function levels;

(zb) "Special Employment Exchange" means any office or place established and maintained by the Government for the collection and furnishing of information, either by keeping of registers or otherwise, regarding—

(i) persons who seek to engage employees from amongst the persons with disabilities;

(ii) persons with benchmark disability who seek employment;

(iii) vacancies to which persons with benchmark disabilities seeking employment may be appointed;

(zc) "specified disability" means the disabilities as specified in the Schedule;

(zd) "transportation systems" includes road transport, rail transport, air transport, water transport, para transit systems for the last mile connectivity, road and street infrastructure, etc.;

(ze) "universal design" means the design of products, environments, programmes and services to be usable by all people to the greatest extent possible, without the need for adaptation or specialised design and shall apply to assistive devices including advanced technologies for particular group of persons with disabilities.

CHAPTER II

RIGHTS AND ENTITLEMENTS

Equality and
non-
discrimination.

3. (1) The appropriate Government shall ensure that the persons with disabilities enjoy the right to equality, life with dignity and respect for his or her integrity equally with others.

(2) The appropriate Government shall take steps to utilise the capacity of persons with disabilities by providing appropriate environment.

(3) No person with disability shall be discriminated on the ground of disability, unless it is shown that the impugned act or omission is a proportionate means of achieving a legitimate aim.

(4) No person shall be deprived of his or her personal liberty only on the ground of disability.

(5) The appropriate Government shall take necessary steps to ensure reasonable accommodation for persons with disabilities.

4. (1) The appropriate Government and the local authorities shall take measures to ensure that the women and children with disabilities enjoy their rights equally with others. Women and children with disabilities.
- (2) The appropriate Government and local authorities shall ensure that all children with disabilities shall have right on an equal basis to freely express their views on all matters affecting them and provide them appropriate support keeping in view their age and disability.”.
5. (1) The persons with disabilities shall have the right to live in the community. Community life.
- (2) The appropriate Government shall endeavour that the persons with disabilities are,—
- (a) not obliged to live in any particular living arrangement; and
- (b) given access to a range of in-house, residential and other community support services, including personal assistance necessary to support living with due regard to age and gender.
6. (1) The appropriate Government shall take measures to protect persons with disabilities from being subjected to torture, cruel, inhuman or degrading treatment. Protection from cruelty and inhuman treatment.
- (2) No person with disability shall be a subject of any research without,—
- (i) his or her free and informed consent obtained through accessible modes, means and formats of communication; and
- (ii) prior permission of a Committee for Research on Disability constituted in the prescribed manner for the purpose by the appropriate Government in which not less than half of the Members shall themselves be either persons with disabilities or Members of the registered organisation as defined under clause (z) of section 2.
7. (1) The appropriate Government shall take measures to protect persons with disabilities from all forms of abuse, violence and exploitation and to prevent the same, shall— Protection from abuse, violence and exploitation.
- (a) take cognizance of incidents of abuse, violence and exploitation and provide legal remedies available against such incidents;
- (b) take steps for avoiding such incidents and prescribe the procedure for its reporting;
- (c) take steps to rescue, protect and rehabilitate victims of such incidents; and
- (d) create awareness and make available information among the public.
- (2) Any person or registered organisation who or which has reason to believe that an act of abuse, violence or exploitation has been, or is being, or is likely to be committed against any person with disability, may give information about it to the Executive Magistrate within the local limits of whose jurisdiction such incidents occur.
- (3) The Executive Magistrate on receipt of such information, shall take immediate steps to stop or prevent its occurrence, as the case may be, or pass such order as he deems fit for the protection of such person with disability including an order—
- (a) to rescue the victim of such act, authorising the police or any organisation working for persons with disabilities to provide for the safe custody or rehabilitation of such person, or both, as the case may be;
- (b) for providing protective custody to the person with disability, if such person so desires;
- (c) to provide maintenance to such person with disability.
- (4) Any police officer who receives a complaint or otherwise comes to know of abuse, violence or exploitation towards any person with disability shall inform the aggrieved person of—

(a) his or her right to apply for protection under sub-section (2) and the particulars of the Executive Magistrate having jurisdiction to provide assistance;

(b) the particulars of the nearest organisation or institution working for the rehabilitation of persons with disabilities;

(c) the right to free legal aid; and

(d) the right to file a complaint under the provisions of this Act or any other law dealing with such offence;

Provided that nothing in this section shall be construed in any manner as to relieve the police officer from his duty to proceed in accordance with law upon receipt of information as to the commission of a cognizable offence.

(5) If the Executive Magistrate finds that the alleged act or behaviour constitutes an offence under the Indian Penal Code, or under any other law for the time being in force, he may forward the complaint to that effect to the Judicial or Metropolitan Magistrate, as the case may be, having jurisdiction in the matter.

45 of 1860.

Protection and safety.

8. (1) The persons with disabilities shall have equal protection and safety in situations of risk, armed conflict, humanitarian emergencies and natural disasters.

(2) The National Disaster Management Authority and the State Disaster Management Authority shall take appropriate measures to ensure inclusion of persons with disabilities in its disaster management activities as defined under clause (e) of section 2 of the Disaster Management Act, 2005 for the safety and protection of persons with disabilities.

53 of 2005.

(3) The District Disaster Management Authority constituted under section 25 of the Disaster Management Act, 2005 shall maintain record of details of persons with disabilities in the district and take suitable measures to inform such persons of any situations of risk so as to enhance disaster preparedness.

53 of 2005.

(4) The authorities engaged in reconstruction activities subsequent to any situation of risk, armed conflict or natural disasters shall undertake such activities, in consultation with the concerned State Commissioner, in accordance with the accessibility requirements of persons with disabilities.

Home and family.

9. (1) No child with disability shall be separated from his or her parents on the ground of disability except on an order of competent court, if required, in the best interest of the child.

(2) Where the parents are unable to take care of a child with disability, the competent court shall place such child with his or her near relations, and failing that within the community in a family setting or in exceptional cases in shelter home run by the appropriate Government or non-governmental organisation, as may be required.

Reproductive rights.

10. (1) The appropriate Government shall ensure that persons with disabilities have access to appropriate information regarding reproductive and family planning.

(2) No person with disability shall be subject to any medical procedure which leads to infertility without his or her free and informed consent.

Accessibility in voting.

11. The Election Commission of India and the State Election Commissions shall ensure that all polling stations are accessible to persons with disabilities and all materials related to the electoral process are easily understandable by and accessible to them.

Access to justice.

12. (1) The appropriate Government shall ensure that persons with disabilities are able to exercise the right to access any court, tribunal, authority, commission or any other body having judicial or quasi-judicial or investigative powers without discrimination on the basis of disability.

(2) The appropriate Government shall take steps to put in place suitable support measures for persons with disabilities specially those living outside family and those disabled requiring high support for exercising legal rights.

39 of 1987.

(3) The National Legal Services Authority and the State Legal Services Authorities constituted under the Legal Services Authorities Act, 1987 shall make provisions including reasonable accommodation to ensure that persons with disabilities have access to any scheme, programme, facility or service offered by them equally with others.

(4) The appropriate Government shall take steps to—

(a) ensure that all their public documents are in accessible formats;

(b) ensure that the filing departments, registry or any other office of records are supplied with necessary equipment to enable filing, storing and referring to the documents and evidence in accessible formats; and

(c) make available all necessary facilities and equipment to facilitate recording of testimonies, arguments or opinion given by persons with disabilities in their preferred language and means of communication.

13. (1) The appropriate Government shall ensure that the persons with disabilities have right, equally with others, to own or inherit property, movable or immovable, control their financial affairs and have access to bank loans, mortgages and other forms of financial credit.

Legal capacity.

(2) The appropriate Government shall ensure that the persons with disabilities enjoy legal capacity on an equal basis with others in all aspects of life and have the right to equal recognition everywhere as any other person before the law.

(3) When a conflict of interest arises between a person providing support and a person with disability in a particular financial, property or other economic transaction, then such supporting person shall abstain from providing support to the person with disability in that transaction:

Provided that there shall not be a presumption of conflict of interest just on the basis that the supporting person is related to the person with disability by blood, affinity or adoption.

(4) A person with disability may alter, modify or dismantle any support arrangement and seek the support of another:

Provided that such alteration, modification or dismantling shall be prospective in nature and shall not nullify any third party transaction entered into by the person with disability with the aforesaid support arrangement.

(5) Any person providing support to the person with disability shall not exercise undue influence and shall respect his or her autonomy, dignity and privacy.

14. (1) Notwithstanding anything contained in any other law for the time being in force, on and from the date of commencement of this Act, where a district court or any designated authority, as notified by the State Government, finds that a person with disability, who had been provided adequate and appropriate support but is unable to take legally binding decisions, may be provided further support of a limited guardian to take legally binding decisions on his behalf in consultation with such person, in such manner, as may be prescribed by the State Government:

Provision for guardianship.

Provided that the District Court or the designated authority, as the case may be, may grant total support to the person with disability requiring such support or where the limited guardianship is to be granted repeatedly, in which case, the decision regarding the support to be provided shall be reviewed by the Court or the designated authority, as the case may be, to determine the nature and manner of support to be provided.

Explanation.—For the purposes of this sub-section, “limited guardianship” means a system of joint decision which operates on mutual understanding and trust between the guardian and the person with disability, which shall be limited to a specific period and for specific decision and situation and shall operate in accordance to the will of the person with disability.

(2) On and from the date of commencement of this Act, every guardian appointed under any provision of any other law for the time being in force, for a person with disability shall be deemed to function as a limited guardian.

(3) Any person with disability aggrieved by the decision of the designated authority appointing a legal guardian may prefer an appeal to such appellate authority, as may be notified by the State Government for the purpose.

Designation of
authorities to
support.

15. (1) The appropriate Government shall designate one or more authorities to mobilise the community and create social awareness to support persons with disabilities in exercise of their legal capacity.

(2) The authority designated under sub-section (1) shall take measures for setting up suitable support arrangements to exercise legal capacity by persons with disabilities living in institutions and those with high support needs and any other measures as may be required.

CHAPTER III

EDUCATION

Duty of
educational
institutions.

16. The appropriate Government and the local authorities shall endeavour that all educational institutions funded or recognised by them provide inclusive education to the children with disabilities and towards that end shall—

(i) admit them without discrimination and provide education and opportunities for sports and recreation activities equally with others;

(ii) make building, campus and various facilities accessible;

(iii) provide reasonable accommodation according to the individual's requirements;

(iv) provide necessary support individualised or otherwise in environments that maximise academic and social development consistent with the goal of full inclusion;

(v) ensure that the education to persons who are blind or deaf or both is imparted in the most appropriate languages and modes and means of communication;

(vi) detect specific learning disabilities in children at the earliest and take suitable pedagogical and other measures to overcome them;

(vii) monitor participation, progress in terms of attainment levels and completion of education in respect of every student with disability;

(viii) provide transportation facilities to the children with disabilities and also the attendant of the children with disabilities having high support needs.

Specific
measures to
promote and
facilitate
inclusive
education.

17. The appropriate Government and the local authorities shall take the following measures for the purpose of section 16, namely:—

(a) to conduct survey of school going children in every five years for identifying children with disabilities, ascertaining their special needs and the extent to which these are being met;

Provided that the first survey shall be conducted within a period of two years from the date of commencement of this Act;

(b) to establish adequate number of teacher training institutions;

(c) to train and employ teachers, including teachers with disability who are qualified in sign language and Braille and also teachers who are trained in teaching children with intellectual disability;

(d) to train professionals and staff to support inclusive education at all levels of school education;

(e) to establish adequate number of resource centres to support educational institutions at all levels of school education;

(f) to promote the use of appropriate augmentative and alternative modes including means and formats of communication, Braille and sign language to supplement the use of one's own speech to fulfill the daily communication needs of persons with speech, communication or language disabilities and enables them to participate and contribute to their community and society;

(g) to provide books, other learning materials and appropriate assistive devices to students with benchmark disabilities free of cost up to the age of eighteen years;

(h) to provide scholarships in appropriate cases to students with benchmark disability;

(i) to make suitable modifications in the curriculum and examination system to meet the needs of students with disabilities such as extra time for completion of examination paper, facility of scribe or amanuensis, exemption from second and third language courses;

(j) to promote research to improve learning; and

(k) any other measures, as may be required.

18. The appropriate Government and the local authorities shall take measures to promote, protect and ensure participation of persons with disabilities in adult education and continuing education programmes equally with others.

Adult
education.

CHAPTER IV

SKILL DEVELOPMENT AND EMPLOYMENT

19. (1) The appropriate Government shall formulate schemes and programmes including provision of loans at concessional rates to facilitate and support employment of persons with disabilities especially for their vocational training and self-employment.

Vocational
training and
self-
employment.

(2) The schemes and programmes referred to in sub-section (1) shall provide for—

(a) inclusion of person with disability in all mainstream formal and non-formal vocational and skill training schemes and programmes;

(b) to ensure that a person with disability has adequate support and facilities to avail specific training;

(c) exclusive skill training programmes for persons with disabilities with active links with the market, for those with developmental, intellectual, multiple disabilities and autism;

(d) loans at concessional rates including that of microcredit;

(e) marketing the products made by persons with disabilities; and

(f) maintenance of disaggregated data on the progress made in the skill training and self-employment, including persons with disabilities.

20. (1) No Government establishment shall discriminate against any person with disability in any matter relating to employment:

Non-
discrimination
in
employment.

Provided that the appropriate Government may, having regard to the type of work carried on in any establishment, by notification and subject to such conditions, if any, exempt any establishment from the provisions of this section.

(2) Every Government establishment shall provide reasonable accommodation and appropriate barrier free and conducive environment to employees with disability.

(3) No promotion shall be denied to a person merely on the ground of disability.

(4) No Government establishment shall dispense with or reduce in rank, an employee who acquires a disability during his or her service:

Provided that, if an employee after acquiring disability is not suitable for the post he was holding, shall be shifted to some other post with the same pay scale and service benefits:

Provided further that if it is not possible to adjust the employee against any post, he may be kept on a supernumerary post until a suitable post is available or he attains the age of superannuation, whichever is earlier.

(5) The appropriate Government may frame policies for posting and transfer of employees with disabilities.

Equal
opportunity
policy.

21. (1) Every establishment shall notify equal opportunity policy detailing measures proposed to be taken by it in pursuance of the provisions of this Chapter in the manner as may be prescribed by the Central Government.

(2) Every establishment shall register a copy of the said policy with the Chief Commissioner or the State Commissioner, as the case may be.

Maintenance
of records.

22. (1) Every establishment shall maintain records of the persons with disabilities in relation to the matter of employment, facilities provided and other necessary information in compliance with the provisions of this Chapter in such form and manner as may be prescribed by the Central Government.

(2) Every employment exchange shall maintain records of persons with disabilities seeking employment.

(3) The records maintained under sub-section (1) shall be open to inspection at all reasonable hours by such persons as may be authorised in their behalf by the appropriate Government.

Appointment
of Grievance
Redressal
Officer.

23. (1) Every Government establishment shall appoint a Grievance Redressal Officer for the purpose of section 19 and shall inform the Chief Commissioner or the State Commissioner, as the case may be, about the appointment of such officer.

(2) Any person aggrieved with the non-compliance of the provisions of section 20, may file a complaint with the Grievance Redressal Officer, who shall investigate it and shall take up the matter with the establishment for corrective action.

(3) The Grievance Redressal Officer shall maintain a register of complaints in the manner as may be prescribed by the Central Government, and every complaint shall be inquired within two weeks of its registration.

(4) If the aggrieved person is not satisfied with the action taken on his or her complaint, he or she may approach the District-Level Committee on disability.

CHAPTER V

SOCIAL SECURITY, HEALTH, REHABILITATION AND RECREATION

Social security.

24. (1) The appropriate Government shall within the limit of its economic capacity and development formulate necessary schemes and programmes to safeguard and promote the right of persons with disabilities for adequate standard of living to enable them to live independently or in the community:

Provided that the quantum of assistance to the persons with disabilities under such schemes and programmes shall be at least twenty-five per cent. higher than the similar schemes applicable to others.

(2) The appropriate Government while devising these schemes and programmes shall give due consideration to the diversity of disability, gender, age, and socio-economic status.

(3) The schemes under sub-section (1) shall provide for,—

(a) community centres with good living conditions in terms of safety, sanitation, health care and counselling;

(b) facilities for persons including children with disabilities who have no family or have been abandoned, or are without shelter or livelihood;

(c) support during natural or man-made disasters and in areas of conflict;

(d) support to women with disability for livelihood and for upbringing of their children;

(e) access to safe drinking water and appropriate and accessible sanitation facilities especially in urban slums and rural areas;

(f) provisions of aids and appliances, medicine and diagnostic services and corrective surgery free of cost to persons with disabilities with such income ceiling as may be notified;

(g) disability pension to persons with disabilities subject to such income ceiling as may be notified;

(h) unemployment allowance to persons with disabilities registered with Special Employment Exchange for more than two years and who could not be placed in any gainful occupation;

(i) care-giver allowance to persons with disabilities with high support needs;

(j) comprehensive insurance scheme for persons with disability, not covered under the Employees State Insurance Schemes, or any other statutory or Government-sponsored insurance schemes;

(k) any other matter which the appropriate Government may think fit.

25. (1) The appropriate Government and the local authorities shall take necessary measures for the persons with disabilities to provide,— Healthcare.

(a) free healthcare in the vicinity specially in rural area subject to such family income as may be notified;

(b) barrier-free access in all parts of Government and private hospitals and other healthcare institutions and centres;

(c) priority in attendance and treatment.

(2) The appropriate Government and the local authorities shall take measures and make schemes or programmes to promote healthcare and prevent the occurrence of disabilities and for the said purpose shall—

(a) undertake or cause to be undertaken surveys, investigations and research concerning the cause of occurrence of disabilities;

(b) promote various methods for preventing disabilities;

(c) screen all the children at least once in a year for the purpose of identifying “at-risk” cases;

(d) provide facilities for training to the staff at the primary health centres;

(e) sponsor or cause to be sponsored awareness campaigns and disseminate or cause to be disseminated information for general hygiene, health and sanitation;

(f) take measures for pre-natal, perinatal and post-natal care of mother and child;

(g) educate the public through the pre-schools, schools, primary health centres, village level workers and *anganwadi* workers;

(h) create awareness amongst the masses through television, radio and other mass media on the causes of disabilities and the preventive measures to be adopted;

(i) healthcare during the time of natural disasters and other situations of risk;

(j) essential medical facilities for life saving emergency treatment and procedures; and

(k) sexual and reproductive healthcare especially for women with disability.

26. The appropriate Government shall, by notification, make insurance schemes for their employees with disabilities. Insurance schemes.

27. (1) The appropriate Government and the local authorities shall within their economic capacity and development, undertake or cause to be undertaken services and programmes of Rehabilitation.

rehabilitation, particularly in the areas of health, education and employment for all persons with disabilities.

(2) For the purposes of sub-section (1), the appropriate Government and the local authorities may grant financial assistance to non-Governmental Organisations.

(3) The appropriate Government and the local authorities, while formulating rehabilitation policies shall consult the non-Governmental Organisations working for the cause of persons with disabilities.

Research and development.

28. The appropriate Government shall initiate or cause to be initiated research and development through individuals and institutions on issues which shall enhance habilitation and rehabilitation and on such other issues which are necessary for the empowerment of persons with disabilities.

Culture and recreation.

29. The appropriate Government and the local authorities shall take measures to promote and protect the rights of all persons with disabilities to have a cultural life and to participate in recreational activities equally with others which include,—

(a) facilities, support and sponsorships to artists and writers with disability to pursue their interests and talents;

(b) establishment of a disability history museum which chronicles and interprets the historical experiences of persons with disabilities;

(c) making art accessible to persons with disabilities;

(d) promoting recreation centres, and other associational activities;

(e) facilitating participation in scouting, dancing, art classes, outdoor camps and adventure activities;

(f) redesigning courses in cultural and arts subjects to enable participation and access for persons with disabilities;

(g) developing technology, assistive devices and equipments to facilitate access and inclusion for persons with disabilities in recreational activities; and

(h) ensuring that persons with hearing impairment can have access to television programmes with sign language interpretation or sub-titles.

Sporting activities.

30. (1) The appropriate Government shall take measures to ensure effective participation in sporting activities of the persons with disabilities.

(2) The sports authorities shall accord due recognition to the right of persons with disabilities to participate in sports and shall make due provisions for the inclusion of persons with disabilities in their schemes and programmes for the promotion and development of sporting talents.

(3) Without prejudice to the provisions contained in sub-sections (1) and (2), the appropriate Government and the sports authorities shall take measures to,—

(a) restructure courses and programmes to ensure access, inclusion and participation of persons with disabilities in all sporting activities;

(b) redesign and support infrastructure facilities of all sporting activities for persons with disabilities;

(c) develop technology to enhance potential, talent, capacity and ability in sporting activities of all persons with disabilities;

(d) provide multi-sensory essentials and features in all sporting activities to ensure effective participation of all persons with disabilities;

(e) allocate funds for development of state of art sport facilities for training of persons with disabilities;

(f) promote and organise disability specific sporting events for persons with disabilities and also facilitate awards to the winners and other participants of such sporting events.

CHAPTER VI

SPECIAL PROVISIONS FOR PERSONS WITH BENCHMARK DISABILITIES

- 35 of 2009. **31. (1)** Notwithstanding anything contained in the Rights of Children to Free and Compulsory Education Act, 2009, every child with benchmark disability between the age of six to eighteen years shall have the right to free education in a neighbourhood school, or in a special school, of his choice. Free education for children with benchmark disabilities.
- (2)** The appropriate Government and local authorities shall ensure that every child with benchmark disability has access to free education in an appropriate environment till he attains the age of eighteen years.
- 32. (1)** All Government institutions of higher education and other higher education institutions receiving aid from the Government shall reserve not less than five per cent. seats for persons with benchmark disabilities. Reservation in higher educational institutions.
- (2)** The persons with benchmark disabilities shall be given an upper age relaxation of five years for admission in institutions of higher education.
- 33.** The appropriate Government shall— Identification of posts for reservation.
- (i)** identify posts in the establishments which can be held by respective category of persons with benchmark disabilities in respect of the vacancies reserved in accordance with the provisions of section 34;
- (ii)** constitute an expert committee with representation of persons with benchmark disabilities for identification of such posts; and
- (iii)** undertake periodic review of the identified posts at an interval not exceeding three years.
- 34. (1)** Every appropriate Government shall appoint in every Government establishment, not less than four per cent. of the total number of vacancies in the cadre strength in each group of posts meant to be filled with persons with benchmark disabilities of which, one per cent. each shall be reserved for persons with benchmark disabilities under clauses (a), (b) and (c) and one per cent. for persons with benchmark disabilities under clauses (d) and (e), namely:— Reservation.
- (a)** blindness and low vision;
- (b)** deaf and hard of hearing;
- (c)** locomotor disability including cerebral palsy, leprosy cured, dwarfism, acid attack victims and muscular dystrophy;
- (d)** autism, intellectual disability, specific learning disability and mental illness;
- (e)** multiple disabilities from amongst persons under clauses (a) to (d) including deaf-blindness in the posts identified for each disabilities:
- †** Provided that the reservation in promotion shall be in accordance with such instructions as are issued by the appropriate Government from time to time:
- Provided further that the appropriate Government, in consultation with the Chief Commissioner or the State Commissioner, as the case may be, may, having regard to the type of work carried out in any Government establishment, by notification and subject to such conditions, if any, as may be specified in such notifications exempt any Government establishment from the provisions of this section.
- (2)** Where in any recruitment year any vacancy cannot be filled up due to non-availability of a suitable person with benchmark disability or for any other sufficient reasons, such vacancy shall be carried forward in the succeeding recruitment year and if in the succeeding recruitment year also suitable person with benchmark disability is not available, it may first be filled by interchange among the five categories and only when there is no person with disability available for the post in that year, the employer shall fill up the vacancy by appointment of a person, other than a person with disability:

Provided that if the nature of vacancies in an establishment is such that a given category of person cannot be employed, the vacancies may be interchanged among the five categories with the prior approval of the appropriate Government.

(3) The appropriate Government may, by notification, provide for such relaxation of upper age limit for employment of persons with benchmark disability, as it thinks fit.

Incentives to employers in private sector.

35. The appropriate Government and the local authorities shall, within the limit of their economic capacity and development, provide incentives to employer in private sector to ensure that at least five per cent. of their work force is composed of persons with benchmark disability.

Special employment exchange.

36. The appropriate Government may, by notification, require that from such date, the employer in every establishment shall furnish such information or return as may be prescribed by the Central Government in relation to vacancies appointed for persons with benchmark disability that have occurred or are about to occur in that establishment to such special employment exchange as may be notified by the Central Government and the establishment shall thereupon comply with such requisition.

Special schemes and development programmes.

37. The appropriate Government and the local authorities shall, by notification, make schemes in favour of persons with benchmark disabilities, to provide,—

(a) five per cent. reservation in allotment of agricultural land and housing in all relevant schemes and development programmes, with appropriate priority to women with benchmark disabilities;

(b) five per cent. reservation in all poverty alleviation and various developmental schemes with priority to women with benchmark disabilities;

(c) five per cent. reservation in allotment of land on concessional rate, where such land is to be used for the purpose of promoting housing, shelter, setting up of occupation, business, enterprise, recreation centres and production centres.

CHAPTER VII

SPECIAL PROVISIONS FOR PERSONS WITH DISABILITIES WITH HIGH SUPPORT NEEDS

Special provisions for persons with disabilities with high support.

38. (1) Any person with benchmark disability, who considers himself to be in need of high support, or any person or organisation on his or her behalf, may apply to an authority, to be notified by the appropriate Government, requesting to provide high support.

(2) On receipt of an application under sub-section (1), the authority shall refer it to an Assessment Board consisting of such Members as may be prescribed by the Central Government.

(3) The Assessment Board shall assess the case referred to it under sub-section (1) in such manner as may be prescribed by the Central Government, and shall send a report to the authority certifying the need of high support and its nature.

(4) On receipt of a report under sub-section (3), the authority shall take steps to provide support in accordance with the report and subject to relevant schemes and orders of the appropriate Government in this behalf.

CHAPTER VIII

DUTIES AND RESPONSIBILITIES OF APPROPRIATE GOVERNMENTS

Awareness campaigns.

39. (1) The appropriate Government, in consultation with the Chief Commissioner or the State Commissioner, as the case may be, shall conduct, encourage, support or promote awareness campaigns and sensitisation programmes to ensure that the rights of the persons with disabilities provided under this Act are protected.

(2) The programmes and campaigns specified under sub-section (1) shall also,—

(a) promote values of inclusion, tolerance, empathy and respect for diversity;

(b) advance recognition of the skills, merits and abilities of persons with disabilities and of their contributions to the workforce, labour market and professional fee;

(c) foster respect for the decisions made by persons with disabilities on all matters related to family life, relationships, bearing and raising children;

(d) provide orientation and sensitisation at the school, college, University and professional training level on the human condition of disability and the rights of persons with disabilities;

(e) provide orientation and sensitisation on disabling conditions and rights of persons with disabilities to employers, administrators and co-workers;

(f) ensure that the rights of persons with disabilities are included in the curriculum in Universities, colleges and schools.

40. The Central Government shall, in consultation with the Chief Commissioner, formulate rules for persons with disabilities laying down the standards of accessibility for the physical environment, transportation, information and communications, including appropriate technologies and systems, and other facilities and services provided to the public in urban and rural areas. Accessibility.

41. (1) The appropriate Government shall take suitable measures to provide,— Access to transport.

(a) facilities for persons with disabilities at bus stops, railway stations and airports conforming to the accessibility standards relating to parking spaces, toilets, ticketing counters and ticketing machines;

(b) access to all modes of transport that conform the design standards, including retrofitting old modes of transport, wherever technically feasible and safe for persons with disabilities, economically viable and without entailing major structural changes in design;

(c) accessible roads to address mobility necessary for persons with disabilities.

(2) The appropriate Government shall develop schemes programmes to promote the personal mobility of persons with disabilities at affordable cost to provide for,—

(a) incentives and concessions;

(b) retrofitting of vehicles; and

(c) personal mobility assistance.

42. The appropriate Government shall take measures to ensure that,—

(i) all contents available in audio, print and electronic media are in accessible format;

(ii) persons with disabilities have access to electronic media by providing audio description, sign language interpretation and close captioning;

(iii) electronic goods and equipment which are meant for every day use are available in universal design.

Access to information and communication technology.

43. The appropriate Government shall take measures to promote development, production and distribution of universally designed consumer products and accessories for general use for persons with disabilities. Consumer goods.

44. (1) No establishment shall be granted permission to build any structure if the building plan does not adhere to the rules formulated by the Central Government under section 40. Mandatory observance of accessibility norms.

(2) No establishment shall be issued a certificate of completion or allowed to take occupation of a building unless it has adhered to the rules formulated by the Central Government.

45. (1) All existing public buildings shall be made accessible in accordance with the rules formulated by the Central Government within a period not exceeding five years from the date of notification of such rules: Time limit for making existing infrastructure and premises accessible and action for that purpose.

Provided that the Central Government may grant extension of time to the States on a case to case basis for adherence to this provision depending on their state of preparedness and other related parameters.

(2) The appropriate Government and the local authorities shall formulate and publish an action plan based on prioritisation, for providing accessibility in all their buildings and spaces providing essential services such as all primary health centres, civil hospitals, schools, railway stations and bus stops.

Time limit
for
accessibility
by service
providers.

46. The service providers whether Government or private shall provide services in accordance with the rules on accessibility formulated by the Central Government under section 40 within a period of two years from the date of notification of such rules:

Provided that the Central Government in consultation with the Chief Commissioner may grant extension of time for providing certain category of services in accordance with the said rules.

Human
resource
development.

47. (1) Without prejudice to any function and power of Rehabilitation Council of India constituted under the Rehabilitation Council of India Act, 1992, the appropriate Government shall endeavour to develop human resource for the purposes of this Act and to that end shall,—

34 of 1992.

(a) mandate training on disability rights in all courses for the training of Panchayati Raj Members, legislators, administrators, police officials, judges and lawyers;

(b) induct disability as a component for all education courses for schools, colleges and University teachers, doctors, nurses, para-medical personnel, social welfare officers, rural development officers, asha workers, *anganwadi* workers, engineers, architects, other professionals and community workers;

(c) initiate capacity building programmes including training in independent living and community relationships for families, members of community and other stakeholders and care providers on care giving and support;

(d) ensure independence training for persons with disabilities to build community relationships on mutual contribution and respect;

(e) conduct training programmes for sports teachers with focus on sports, games, adventure activities;

(f) any other capacity development measures as may be required.

(2) All Universities shall promote teaching and research in disability studies including establishment of study centres for such studies.

(3) In order to fulfil the obligation stated in sub-section (1), the appropriate Government shall in every five years undertake a need based analysis and formulate plans for the recruitment, induction, sensitisation, orientation and training of suitable personnel to undertake the various responsibilities under this Act.

Social audit.

48. The appropriate Government shall undertake social audit of all general schemes and programmes involving the persons with disabilities to ensure that the scheme and programmes do not have an adverse impact upon the persons with disabilities and need the requirements and concerns of persons with disabilities.

CHAPTER IX

REGISTRATION OF INSTITUTIONS FOR PERSONS WITH DISABILITIES AND GRANTS TO SUCH INSTITUTIONS

Competent
authority.

49. The State Government shall appoint an authority as it deems fit to be a competent authority for the purposes of this Chapter.

Registration.

50. Save as otherwise provided under this Act, no person shall establish or maintain any institution for persons with disabilities except in accordance with a certificate of registration issued in this behalf by the competent authority:

Provided that an institution for care of mentally ill persons, which holds a valid licence under section 8 of the Mental Health Act, 1987 or any other Act for the time being in force, shall not be required to be registered under this Act.

14 of 1987.

51. (1) Every application for a certificate of registration shall be made to the competent authority in such form and in such manner as may be prescribed by the State Government.

Application and grant of certificate of registration.

(2) On receipt of an application under sub-section (1), the competent authority shall make such enquiries as it may deem fit and on being satisfied that the applicant has complied with the requirements of this Act and the rules made thereunder, it shall grant a certificate of registration to the applicant within a period of ninety days of receipt of application and if not satisfied, the competent authority shall, by order, refuse to grant the certificate applied for:

Provided that before making any order refusing to grant a certificate, the competent authority shall give the applicant a reasonable opportunity of being heard and every order of refusal to grant a certificate shall be communicated to the applicant in writing.

(3) No certificate of registration shall be granted under sub-section (2) unless the institution with respect to which an application has been made is in a position to provide such facilities and meet such standards as may be prescribed by the State Government.

(4) The certificate of registration granted under sub-section (2) .—

(a) shall, unless revoked under section 52 remain in force for such period as may be prescribed by the State Government;

(b) may be renewed from time to time for a like period; and

(c) shall be in such form and shall be subject to such conditions as may be prescribed by the State Government.

(5) An application for renewal of a certificate of registration shall be made not less than sixty days before the expiry of the period of validity.

(6) A copy of the certificate of registration shall be displayed by the institution in a conspicuous place.

(7) Every application made under sub-section (1) or sub-section (5) shall be disposed of by the competent authority within such period as may be prescribed by the State Government.

52. (1) The competent authority may, if it has reason to believe that the holder of a certificate of registration granted under sub-section (2) of section 51 has,—

Revocation of registration.

(a) made a statement in relation to any application for the issue or renewal of the certificate which is incorrect or false in material particulars; or

(b) committed or has caused to be committed any breach of rules or any conditions subject to which the certificate was granted,

it may, after making such inquiry, as it deems fit, by order, revoke the certificate:

Provided that no such order shall be made until an opportunity is given to the holder of the certificate to show cause as to why the certificate of registration shall not be revoked.

(2) Where a certificate of registration in respect of an institution has been revoked under sub-section (1), such institution shall cease to function from the date of such revocation:

Provided that where an appeal lies under section 53 against the order of revocation, such institution shall cease to function,—

(a) where no appeal has been preferred immediately on the expiry of the period prescribed for the filing of such appeal; or

(b) where such appeal has been preferred, but the order of revocation has been upheld, from the date of the order of appeal.

(3) On the revocation of a certificate of registration in respect of an institution, the competent authority may direct that any person with disability who is an inmate of such institution on the date of such revocation, shall be—

(a) restored to the custody of his or her parent, spouse or lawful guardian, as the case may be; or

(b) transferred to any other institution specified by the competent authority.

(4) Every institution which holds a certificate of registration which is revoked under this section shall, immediately after such revocation, surrender such certificate to the competent authority.

Appeal.

53. (1) Any person aggrieved by the order of the competent authority refusing to grant a certificate of registration or revoking a certificate of registration may, within such period as may be prescribed by the State Government, prefer an appeal to such appellate authority, as may be notified by the State Government against such refusal or revocation.

(2) The order of the appellate authority on such appeal shall be final.

Act not to apply to institutions established or maintained by Central or State Government.

54. Nothing contained in this Chapter shall apply to an institution for persons with disabilities established or maintained by the Central Government or a State Government.

Assistance to registered institutions.

55. The appropriate Government may within the limits of their economic capacity and development, grant financial assistance to registered institutions to provide services and to implement the schemes and programmes in pursuance of the provisions of this Act.

CHAPTER X

CERTIFICATION OF SPECIFIED DISABILITIES

Guidelines for assessment of specified disabilities.

56. The Central Government shall notify guidelines for the purpose of assessing the extent of specified disability in a person.

Designation of certifying authorities.

57. (1) The appropriate Government shall designate persons, having requisite qualifications and experience, as certifying authorities, who shall be competent to issue the certificate of disability.

(2) The appropriate Government shall also notify the jurisdiction within which and the terms and conditions subject to which, the certifying authority shall perform its certification functions.

Procedure for certification.

58. (1) Any person with specified disability, may apply, in such manner as may be prescribed by the Central Government, to a certifying authority having jurisdiction, for issuing of a certificate of disability.

(2) On receipt of an application under sub-section (1), the certifying authority shall assess the disability of the concerned person in accordance with relevant guidelines notified under section 56, and shall, after such assessment, as the case may be,—

(a) issue a certificate of disability to such person, in such form as may be prescribed by the Central Government;

(b) inform him in writing that he has no specified disability.

(3) The certificate of disability issued under this section shall be valid across the country.

Appeal against a decision of certifying authority.

59. (1) Any person aggrieved with decision of the certifying authority, may appeal against such decision, within such time and in such manner as may be prescribed by the State Government, to such appellate authority as the State Government may designate for the purpose.

(2) On receipt of an appeal, the appellate authority shall decide the appeal in such manner as may be prescribed by the State Government.

CHAPTER XI

CENTRAL AND STATE ADVISORY BOARDS ON DISABILITY AND DISTRICT LEVEL COMMITTEE

60. (1) The Central Government shall, by notification, constitute a body to be known as the Central Advisory Board on Disability to exercise the powers conferred on, and to perform the functions assigned to it, under this Act.

Constitution
of Central
Advisory
Board on
Disability.

(2) The Central Advisory Board shall consist of,—

(a) the Minister in charge of Department of Disability Affairs in the Central Government, Chairperson, *ex officio*;

(b) the Minister of State in charge dealing with Department of Disability Affairs in the Ministry in the Central Government, Vice Chairperson, *ex officio*;

(c) three Members of Parliament, of whom two shall be elected by Lok Sabha and one by the Rajya Sabha, Members, *ex officio*;

(d) the Ministers in charge of Disability Affairs of all States and Administrators or Lieutenant Governors of the Union territories, Members, *ex officio*;

(e) Secretaries to the Government of India in charge of the Ministries or Departments of Disability Affairs, Social Justice and Empowerment, School Education and Literacy, and Higher Education, Women and Child Development, Expenditure, Personnel and Training, Administrative Reforms and Public Grievances, Health and Family Welfare, Rural Development, Panchayati Raj, Industrial Policy and Promotion, Urban Development, Housing and Urban Poverty Alleviation, Science and Technology, Communications and Information Technology, Legal Affairs, Public Enterprises, Youth Affairs and Sports, Road Transport and Highways and Civil Aviation, Members, *ex officio*;

(f) Secretary, National Institute of Transforming India (NITI) Aayog, Member, *ex officio*;

(g) Chairperson, Rehabilitation Council of India, Member, *ex officio*;

(h) Chairperson, National Trust for the Welfare of Persons with Autism, Cerebral Palsy, Mental Retardation and Multiple Disabilities, Member, *ex officio*;

(i) Chairman-cum-Managing Director, National Handicapped Finance Development Corporation, Member, *ex officio*;

(j) Chairman-cum-Managing Director, Artificial Limbs Manufacturing Corporation, Member, *ex officio*;

(k) Chairman, Railway Board, Member, *ex officio*;

(l) Director-General, Employment and Training, Ministry of Labour and Employment, Member, *ex officio*;

(m) Director, National Council for Educational Research and Training, Member, *ex officio*;

(n) Chairperson, National Council of Teacher Education, Member, *ex officio*;

(o) Chairperson, University Grants Commission, Member, *ex officio*;

(p) Chairperson, Medical Council of India, Member, *ex officio*;

(q) Directors of the following Institutes:—

(i) National Institute for the Visually Handicapped, Dehradun;

(ii) National Institute for the Mentally Handicapped, Secundrabad;

(iii) Pandit Deen Dayal Upadhyay Institute for the Physically Handicapped, New Delhi;

(iv) Ali Yavar Jung National Institute for the Hearing Handicapped, Mumbai;

- (v) National Institute for the Orthopaedically Handicapped, Kolkata;
 - (vi) National Institute of Rehabilitation Training and Research, Cuttack;
 - (vii) National Institute for Empowerment of Persons with Multiple Disabilities, Chennai;
 - (viii) National Institute for Mental Health and Sciences, Bangalore;
 - (ix) Indian Sign Language Research and Training Centre, New Delhi,
- Members, *ex officio*:

(r) Members to be nominated by the Central Government,—

- (i) five Members who are experts in the field of disability and rehabilitation;
- (ii) ten Members, as far as practicable, being persons with disabilities, to represent non-Governmental Organisations concerned with disabilities or disabled persons organisations;

Provided that out of the ten Members nominated, at least, five Members shall be women and at least one person each shall be from the Scheduled Castes and the Scheduled Tribes:

(iii) up to three representatives of national level chambers of commerce and industry;

(s) Joint Secretary to the Government of India dealing with the subject of disability policy, Member-Secretary, *ex officio*.

Terms and conditions of Service of members.

61. (1) Save as otherwise provided under this Act, a Member of the Central Advisory Board nominated under clause (r) of sub-section (2) of section 60 shall hold office for a term of three years from the date of his nomination:

Provided that such a Member shall, notwithstanding the expiration of his term, continue to hold office until his successor enters upon his office.

(2) The Central Government may, if it thinks fit, remove any Member nominated under clause (r) of sub-section (2) of section 60, before the expiry of his term of office after giving him a reasonable opportunity of showing cause against the same.

(3) A Member nominated under clause (r) of sub-section (2) of section 60 may at any time resign his office by writing under his hand addressed to the Central Government and the seat of the said Member shall thereupon become vacant.

(4) A casual vacancy in the Central Advisory Board shall be filled by a fresh nomination and the person nominated to fill the vacancy shall hold office only for the remainder of the term for which the Member in whose place he was so nominated.

(5) A Member nominated under sub-clause (i) or sub-clause (iii) of clause (r) of sub-section (2) of section 60 shall be eligible for renomination.

(6) The Members nominated under sub-clause (i) and sub-clause (ii) of clause (r) of sub-section (2) of section 60 shall receive such allowances as may be prescribed by the Central Government.

Disqualifications.

62. (1) No person shall be a Member of the Central Advisory Board, who —

- (a) is, or at any time has been, adjudged insolvent or has suspended payment of his debts or has compounded with his creditors, or
- (b) is of unsound mind and stands so declared by a competent court, or
- (c) is, or has been, convicted of an offence which, in the opinion of the Central Government, involves moral turpitude, or
- (d) is, or at any time has been, convicted of an offence under this Act, or
- (e) has so abused his position in the opinion of the Central Government as a Member so as to render his continuance in the office is prejudicial interests of the general public.

(2) No order of removal shall be made by the Central Government under this section unless the Member concerned has been given a reasonable opportunity of showing cause against the same.

(3) Notwithstanding anything contained in sub-section (1) or sub-section (5) of section 61, a Member who has been removed under this section shall not be eligible for renomination as a Member.

63. If a Member of the Central Advisory Board becomes subject to any of the disqualifications specified in section 62, his seat shall become vacant.

64. The Central Advisory Board shall meet at least once in every six months and shall observe such rules of procedure in regard to the transaction of business at its meetings as may be prescribed.

65. (1) Subject to the provisions of this Act, the Central Advisory Board on disability shall be the national-level consultative and advisory body on disability matters, and shall facilitate the continuous evolution of a comprehensive policy for the empowerment of persons with disabilities and the full enjoyment of rights.

(2) In particular and without prejudice to the generality of the foregoing provisions, the Central Advisory Board on disability shall perform the following functions, namely:—

(a) advise the Central Government and the State Governments on policies, programmes, legislation and projects with respect to disability;

(b) develop a national policy to address issues concerning persons with disabilities;

(c) review and coordinate the activities of all Departments of the Government and other Governmental and non-Governmental Organisations which are dealing with matters relating to persons with disabilities;

(d) take up the cause of persons with disabilities with the concerned authorities and the international organisations with a view to provide for schemes and projects for the persons with disabilities in the national plans;

(e) recommend steps to ensure accessibility, reasonable accommodation, non-discrimination for persons with disabilities *vis-à-vis* information, services and the built environment and their participation in social life;

(f) monitor and evaluate the impact of laws, policies and programmes to achieve full participation of persons with disabilities; and

(g) such other functions as may be assigned from time to time by the Central Government.

66. (1) Every State Government shall, by notification, constitute a body to be known as the State Advisory Board on disability to exercise the powers conferred on, and to perform the function assigned to it, under this Act.

(2) The State Advisory Board shall consist of—

(a) the Minister in charge of the Department in the State Government dealing with disability matters, Chairperson, *ex officio*;

(b) the Minister of State or the Deputy Minister in charge of the Department in the State Government dealing with disability matters, if any, Vice-Chairperson, *ex officio*;

(c) secretaries to the State Government in charge of the Departments of Disability Affairs, School Education, Literacy and Higher Education, Women and Child Development, Finance, Personnel and Training, Health and Family Welfare, Rural Development, Panchayati Raj, Industrial Policy and Promotion, Labour and Employment, Urban Development, Housing and Urban Poverty Alleviation, Science and Technology, Information Technology, Public Enterprises, Youth Affairs and Sports, Road Transport and any other Department, which the State Government considers necessary, Members, *ex officio*;

(d) three Members of the State Legislature of whom two shall be elected by the Legislative Assembly and one by the Legislative Council, if any, and where there is no Legislative Council, three Members shall be elected by the Legislative Assembly, Members, *ex officio*;

Vacation of seats by Members.

Meetings of the Central Advisory Board on disability.

Functions of Central Advisory Board on disability.

State Advisory Board on disability.

(e) Members to be nominated by the State Government:—

(i) five Members who are experts in the field of disability and rehabilitation;

(ii) five Members to be nominated by the State Government by rotation to represent the districts in such manner as may be prescribed;

Provided that no nomination under this sub-clause shall be made except on the recommendation of the district administration concerned;

(iii) ten persons as far as practicable, being persons with disabilities, to represent non-Governmental Organisations or associations which are concerned with disabilities;

Provided that out of the ten persons nominated under this clause, at least, five shall be women and at least one person each shall be from the Scheduled Castes and the Scheduled Tribes;

(iv) not more than three representatives of the State Chamber of Commerce and Industry;

(f) officer not below the rank of Joint Secretary in the Department dealing with disability matters in the State Government, Member-Secretary, *ex officio*.

Terms and conditions of service of Members.

67. (1) Save as otherwise provided under this Act, a Member of the State Advisory Board nominated under clause (e) of sub-section (2) of section 66, shall hold office for a term of three years from the date of his nomination:

Provided that such a Member shall, notwithstanding the expiration of his term, continue to hold office until his successor enters upon his office.

(2) The State Government may, if it thinks fit, remove any Member nominated under clause (e) of sub-section (2) of section 66, before the expiry of his term of office after giving him a reasonable opportunity of showing cause against the same.

(3) A Member nominated under clause (e) of sub-section (2) of section 66 may at any time resign his office by writing under his hand addressed to the State Government and the seat of the said Member shall thereupon become vacant.

(4) A casual vacancy in the State Advisory Board shall be filled by a fresh nomination and the person nominated to fill the vacancy shall hold office only for the remainder of the term for which the Member in whose place he was so nominated.

(5) A Member nominated under sub-clause (i) or sub-clause (iii) of clause (e) of sub-section (2) of section 66 shall be eligible for renomination.

(6) the Members nominated under sub-clause (i) and sub-clause (ii) of clause (e) of sub-section (2) of section 66 shall receive such allowances as may be prescribed by the State Government.

Disqualification.

68. (1) No person shall be a Member of the State Advisory Board, who—

(a) is, or at any time has been, adjudged insolvent or has suspended payment of his debts or has compounded with his creditors, or

(b) is of unsound mind and stands so declared by a competent court, or

(c) is, or has been, convicted of an offence which, in the opinion of the State Government, involves moral turpitude, or

(d) is, or at any time has been, convicted of an offence under this Act, or

(e) has so abused in the opinion of the State Government his position as a Member as to render his continuance in the State Advisory Board detrimental to the interests of the general public.

(2) No order of removal shall be made by the State Government under this section unless the Member concerned has been given a reasonable opportunity of showing cause against the same.

(3) Notwithstanding anything contained in sub-section (1) or sub-section (5) of section 67, a Member who has been removed under this section shall not be eligible for renomination as a Member.

69. If a Member of the State Advisory Board becomes subject to any of the disqualifications specified in section 68 his seat shall become vacant.

Vacation of seats.

70. The State Advisory Board shall meet at least once in every six months and shall observe such rules or procedure in regard to the transaction of business at its meetings as may be prescribed by the State Government.

Meetings of State Advisory Board on disability.

71. (1) Subject to the provisions of this Act, the State Advisory Board shall be the State-level consultative and advisory body on disability matters, and shall facilitate the continuous evolution of a comprehensive policy for the empowerment of persons with disabilities and the full enjoyment of rights.

Functions of State Advisory Board on disability.

(2) In particular and without prejudice to the generality of the foregoing provisions, the State Advisory Board on disability shall perform the following functions, namely:—

(a) advise the State Government on policies, programmes, legislation and projects with respect to disability;

(b) develop a State policy to address issues concerning persons with disabilities;

(c) review and coordinate the activities of all Departments of the State Government and other Governmental and non-Governmental Organisations in the State which are dealing with matters relating to persons with disabilities;

(d) take up the cause of persons with disabilities with the concerned authorities and the international organisations with a view to provide for schemes and projects for the persons with disabilities in the State plans;

(e) recommend steps to ensure accessibility, reasonable accommodation, non-discrimination for persons with disabilities, services and the built environment and their participation in social life on an equal basis with others;

(f) monitor and evaluate the impact of laws, policies and programmes designed to achieve full participation of persons with disabilities; and

(g) such other functions as may be assigned from time to time by the State Government.

72. The State Government shall constitute District-level Committee on disability to perform such functions as may be prescribed by it.

District-level Committee on disability.

73. No act or proceeding of the Central Advisory Board on disability, a State Advisory Board on disability, or a District-level Committee on disability shall be called in question on the ground merely of the existence of any vacancy in or any defect in the constitution of such Board or Committee, as the case may be.

Vacancies not to invalidate proceedings.

CHAPTER XII

CHIEF COMMISSIONER AND STATE COMMISSIONER FOR PERSONS WITH DISABILITIES

74. (1) The Central Government may, by notification, appoint a Chief Commissioner for Persons with Disabilities (hereinafter referred to as the "Chief Commissioner") for the purposes of this Act.

Appointment of Chief Commissioner and Commissioners.

(2) The Central Government may, by notification appoint two Commissioners to assist the Chief Commissioner, of which one Commissioner shall be a persons with disability.

(3) A person shall not be qualified for appointment as the Chief Commissioner or Commissioner unless he has special knowledge or practical experience in respect of matters relating to rehabilitation.

(4) The salary and allowances payable to and other terms and conditions of service (including pension, gratuity and other retirement benefits) of the Chief Commissioner and Commissioners shall be such as may be prescribed by the Central Government.

(5) The Central Government shall determine the nature and categories of officers and other employees required to assist the Chief Commissioner in the discharge of his functions and provide the Chief Commissioner with such officers and other employees as it thinks fit.

(6) The officers and employees provided to the Chief Commissioner shall discharge their functions under the general superintendence and control of the Chief Commissioner.

(7) The salaries and allowances and other conditions of service of officers and employees shall be such as may be prescribed by the Central Government.

(8) The Chief Commissioner shall be assisted by an advisory committee comprising of not more than eleven members drawn from the experts from different disabilities in such manner as may be prescribed by the Central Government.

Functions of
Chief
Commissioner.

75. (1) The Chief Commissioner shall—

(a) identify, *suo motu* or otherwise, the provisions of any law or policy, programme and procedures, which are inconsistent with this Act and recommend necessary corrective steps;

(b) inquire, *suo motu* or otherwise, deprivation of rights of persons with disabilities and safeguards available to them in respect of matters for which the Central Government is the appropriate Government and take up the matter with appropriate authorities for corrective action;

(c) review the safeguards provided by or under this Act or any other law for the time being in force for the protection of rights of persons with disabilities and recommend measures for their effective implementation;

(d) review the factors that inhibit the enjoyment of rights of persons with disabilities and recommend appropriate remedial measures;

(e) study treaties and other international instruments on the rights of persons with disabilities and make recommendations for their effective implementation;

(f) undertake and promote research in the field of the rights of persons with disabilities;

(g) promote awareness of the rights of persons with disabilities and the safeguards available for their protection;

(h) monitor implementation of the provisions of this Act and schemes, programmes meant for persons with disabilities;

(i) monitor utilisation of funds disbursed by the Central Government for the benefit of persons with disabilities; and

(j) perform such other functions as the Central Government may assign.

(2) The Chief Commissioner shall consult the Commissioners on any matter while discharging its functions under this Act.

Action of
appropriate
authorities on
recommendation
of Chief
Commissioner.

76. Whenever the Chief Commissioner makes a recommendation to an authority in pursuance of clause (b) of section 75, that authority shall take necessary action on it, and inform the Chief Commissioner of the action taken within three months from the date of receipt of the recommendation:

Provided that where an authority does not accept a recommendation, it shall convey reasons for non-acceptance to the Chief Commissioner within a period of three months, and shall also inform the aggrieved person.

- 5 of 1908. **77. (1)** The Chief Commissioner shall, for the purpose of discharging his functions under this Act, have the same powers of a civil court as are vested in a court under the Code of Civil Procedure, 1908 while trying a suit, in respect of the following matters, namely:— Powers of Chief Commissioner.
- (a) summoning and enforcing the attendance of witnesses;
 - (b) requiring the discovery and production of any documents;
 - (c) requisitioning any public record or copy thereof from any court or office;
 - (d) receiving evidence on affidavits; and
 - (e) issuing commissions for the examination of witnesses or documents.
- 45 of 1860. **(2)** Every proceeding before the Chief Commissioner shall be a judicial proceeding within the meaning of sections 193 and 228 of the Indian Penal Code and the Chief Commissioner shall be deemed to be a civil court for the purposes of section 195 and Chapter XXVI of the Code of Criminal Procedure, 1973.
- 2 of 1974. **78. (1)** The Chief Commissioner shall submit an annual report to the Central Government and may at any time submit special reports on any matter, which, in his opinion, is of such urgency or importance that it shall not be deferred till submission of the annual report. Annual and special reports by Chief Commissioner.
- (2)** The Central Government shall cause the annual and the special reports of the Chief Commissioner to be laid before each House of Parliament, along with a memorandum of action taken or proposed to be taken on his recommendations and the reasons for non-acceptance the recommendations, if any.
- (3)** The annual and special reports shall be prepared in such form, manner and contain such details as may be prescribed by the Central Government.
- 79. (1)** The State Government may, by notification, appoint a State Commissioner for Persons with Disabilities (hereinafter referred to as the "State Commissioner") for the purposes of this Act. Appointment of State Commissioner in States.
- (2)** A person shall not be qualified for appointment as the State Commissioner unless he has special knowledge or practical experience in respect of matters relating to rehabilitation.
- (3)** The salary and allowances payable to and other terms and conditions of service (including pension, gratuity and other retirement benefits) of the State Commissioner shall be such as may be prescribed by the State Government.
- (4)** The State Government shall determine the nature and categories of officers and other employees required to assist the State Commissioner in the discharge of his functions and provide the State Commissioner with such officers and other employees as it thinks fit.
- (5)** The officers and employees provided to the State Commissioner shall discharge his functions under the general superintendence and control of the State Commissioner.
- (6)** The salaries and allowances and other conditions of service of officers and employees shall be such as may be prescribed by the State Government.
- (7)** The State Commissioner shall be assisted by an advisory committee comprising of not more than five members drawn from the experts in the disability sector in such manner as may be prescribed by the State Government.
- 80. The State Commissioner shall—** Functions of State Commissioner.
- (a) identify, *suo motu* or otherwise, provision of any law or policy, programme and procedures, which are in consistent with this Act, and recommend necessary corrective steps;
 - (b) inquire, *suo motu* or otherwise deprivation of rights of persons with disabilities and safeguards available to them in respect of matters for which the State Government is the appropriate Government and take up the matter with appropriate authorities for corrective action;

(c) review the safeguards provided by or under this Act or any other law for the time being in force for the protection of rights of persons with disabilities and recommend measures for their effective implementation;

(d) review the factors that inhibit the enjoyment of rights of persons with disabilities and recommend appropriate remedial measures;

(e) undertake and promote research in the field of the rights of persons with disabilities;

(f) promote awareness of the rights of persons with disabilities and the safeguards available for their protection;

(g) monitor implementation of the provisions of this Act and schemes, programmes meant for persons with disabilities;

(h) monitor utilisation of funds disbursed by the State Government for the benefits of persons with disabilities; and

(i) perform such other functions as the State Government may assign.

Action by appropriate authorities on recommendation of State Commissioner.

81. Whenever the State Commissioner makes a recommendation to an authority in pursuance of clause (b) of section 80, that authority shall take necessary action on it, and inform the State Commissioner of the action taken within three months from the date of receipt of the recommendation:

Provided that where an authority does not accept a recommendation, it shall convey reasons for non-acceptance to the State Commissioner for Persons with Disabilities within the period of three months, and shall also inform the aggrieved person.

Powers of State Commissioner.

82. (1) The State Commissioner shall, for the purpose of discharging their functions under this Act, have the same powers of a civil court as are vested in a court under the Code of Civil Procedure, 1908 while trying a suit, in respect of the following matters, namely:—

5 of 1908.

(a) summoning and enforcing the attendance of witnesses;

(b) requiring the discovery and production of any documents;

(c) requisitioning any public record or copy thereof from any court or office;

(d) receiving evidence on affidavits; and

(e) issuing commissions for the examination of witnesses or documents.

(2) Every proceeding before the State Commissioner shall be a judicial proceeding within the meaning of sections 193 and 228 of the Indian Penal Code and the State Commissioners shall be deemed to be a civil court for the purposes of section 195 and Chapter XXVI of the Code of Criminal Procedure, 1973.

45 of 1860.

2 of 1974.

Annual and special reports by State Commissioner.

83. (1) The State Commissioner shall submit an annual report to the State Government and may at any time submit special reports on any matter, which, in its opinion, is of such urgency or importance that it shall not be deferred till submission of the annual report.

(2) The State Government shall cause the annual and the special reports of the State Commissioner for persons with disabilities to be laid before each House of State Legislature where it consists of two Houses or where such Legislature consist of one House, before that House along with a memorandum of action taken or proposed to be taken on the recommendation of the State Commissioner and the reasons for non-acceptance the recommendations, if any.

(3) The annual and special reports shall be prepared in such form, manner and contain such details as may be prescribed by the State Government.

CHAPTER XIII

SPECIAL COURT

84. For the purpose of providing speedy trial, the State Government shall, with the concurrence of the Chief Justice of the High Court, by notification, specify for each district, a Court of Session to be a Special Court to try the offences under this Act. Special Court.

85. (1) For every Special Court, the State Government may, by notification, specify a Public Prosecutor or appoint an advocate, who has been in practice as an advocate for not less than seven years, as a Special Public Prosecutor for the purpose of conducting cases in that Court. Special Public Prosecutor.

(2) The Special Public Prosecutor appointed under sub-section (1) shall be entitled to receive such fees or remuneration as may be prescribed by the State Government.

CHAPTER XIV

NATIONAL FUND FOR PERSONS WITH DISABILITIES

86. (1) There shall be constituted a Fund to be called the National Fund for persons with disabilities and there shall be credited thereto— National Fund for persons with disabilities.

(a) all sums available under the Fund for people with disabilities, constituted *vide* notification No. S.O. 573 (E), dated the 11th August, 1983 and the Trust Fund for Empowerment of Persons with Disabilities, constituted *vide* notification No. 30-03/2004-DDII, dated the 21st November, 2006, under the Charitable Endowment Act, 1890.

(b) all sums payable by banks, corporations, financial institutions in pursuance of judgment dated the 16th April, 2004 of the Hon'ble Supreme Court in Civil Appeal Nos. 4655 and 5218 of 2000;

(c) all sums received by way of grant, gifts, donations, benefactions, bequests or transfers;

(d) all sums received from the Central Government including grants-in-aid;

(e) all sums from such other sources as may be decided by the Central Government.

(2) The Fund for persons with disabilities shall be utilised and managed in such manner as may be prescribed.

87. (1) The Central Government shall maintain proper accounts and other relevant records and prepare an annual statement of accounts of the Fund including the income and expenditure accounts in such form as may be prescribed in consultation with the Comptroller and Auditor-General of India. Accounts and audit.

(2) The accounts of the Fund shall be audited by the Comptroller and Auditor-General of India at such intervals as may be specified by him and any expenditure incurred by him in connection with such audit shall be payable from the Fund to the Comptroller and Auditor-General of India.

(3) The Comptroller and Auditor-General of India and any other person appointed by him in connection with the audit of the accounts of the Fund shall have the same rights, privileges and authority in connection with such audit as the Comptroller and Auditor-General of India generally has in connection with the audit of the Government accounts, and in particular, shall have the right to demand production of books of account, connected vouchers and other documents and papers and to inspect any of the offices of the Fund.

(4) The accounts of the Fund as certified by the Comptroller and Auditor-General of India or any other person appointed by him in this behalf, together with the audit report thereon, shall be laid before each House of Parliament by the Central Government.

CHAPTER XV

STATE FUND FOR PERSONS WITH DISABILITIES

State Fund for persons with disabilities.

88. (1) There shall be constituted a Fund to be called the State Fund for persons with disabilities by a State Government in such manner as may be prescribed by the State Government.

(2) The State Fund for persons with disabilities shall be utilised and managed in such manner as may be prescribed by the State Government.

(3) Every State Government shall maintain proper accounts and other relevant records of the State Fund for persons with disabilities including the income and expenditure accounts in such form as may be prescribed by the State Government in consultation with the Comptroller and Auditor-General of India.

(4) The accounts of the State Fund for persons with disabilities shall be audited by the Comptroller and Auditor-General of India at such intervals as may be specified by him and any expenditure incurred by him in connection with such audit shall be payable from the State Fund to the Comptroller and Auditor-General of India.

(5) The Comptroller and Auditor-General of India and any person appointed by him in connection with the audit of the accounts of the State Fund for persons with disabilities shall have the same rights, privileges and authority in connection with such audit as the Comptroller and Auditor-General of India generally has in connection with the audit of the Government accounts, and in particular, shall have right to demand production of books of accounts, connected vouchers and other documents and papers and to inspect any of the offices of the State Fund.

(6) The accounts of the State Fund for persons with disabilities as certified by the Comptroller and Auditor-General of India or any other person appointed by him in this behalf together with the audit report thereon shall be laid before each House of the State Legislature where it consists of two Houses or where such Legislature consists of one House before that House.

CHAPTER XVI

OFFENCES AND PENALTIES

Punishment for contravention of provisions of Act or rules or regulations made thereunder.

89. Any person who contravenes any of the provisions of this Act, or of any rule made thereunder shall for first contravention be punishable with fine which may extend to ten thousand rupees and for any subsequent contravention with fine which shall not be less than fifty thousand rupees but which may extend to five lakh rupees.

Offences by companies.

90. (1) Where an offence under this Act has been committed by a company, every person who at the time the offence was committed, was in charge of, and was responsible to, the company for the conduct of the business of the company, as well as the company, shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly:

Provided that nothing contained in this sub-section shall render any such person liable to any punishment provided in this Act, if he proves that the offence was committed without his knowledge or that he had exercised all due diligence to prevent the commission of such offence.

(2) Notwithstanding anything contained in sub-section (1), where an offence under this Act has been committed by a company and it is proved that the offence has been committed with the consent or connivance of, or is attributable to any neglect on the part of any director, manager, secretary or other officer of the company, such director, manager, secretary or other officer shall also be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

Explanation.—For the purposes of this section,—

(a) “company” means any body corporate and includes a firm or other association of individuals; and

(b) “director”, in relation to a firm, means a partner in the firm.

91. Whoever, fraudulently avails or attempts to avail any benefit meant for persons with benchmark disabilities, shall be punishable with imprisonment for a term which may extend to two years or with fine which may extend to one lakh rupees or with both.

Punishment for fraudulently availing any benefit meant for persons with benchmark disabilities.

92. Whoever,—

Punishment for offences of atrocities.

(a) intentionally insults or intimidates with intent to humiliate a person with disability in any place within public view;

(b) assaults or uses force to any person with disability with intent to dishonour him or outrage the modesty of a woman with disability;

(c) having the actual charge or control over a person with disability voluntarily or knowingly denies food or fluids to him or her;

(d) being in a position to dominate the will of a child or woman with disability and uses that position to exploit her sexually;

(e) voluntarily injures, damages or interferes with the use of any limb or sense or any supporting device of a person with disability;

(f) performs, conducts or directs any medical procedure to be performed on a woman with disability which leads to or is likely to lead to termination of pregnancy without her express consent except in cases where medical procedure for termination of pregnancy is done in severe cases of disability and with the opinion of a registered medical practitioner and also with the consent of the guardian of the woman with disability.

shall be punishable with imprisonment for a term which shall not be less than six months but which may extend to five years and with fine.

93. Whoever, fails to produce any book, account or other documents or to furnish any statement, information or particulars which, under this Act or any order, or direction made or given thereunder, is duty bound to produce or furnish or to answer any question put in pursuance of the provisions of this Act or of any order, or direction made or given thereunder, shall be punishable with fine which may extend to twenty-five thousand rupees in respect of each offence, and in case of continued failure or refusal, with further fine which may extend to one thousand rupees for each day, of continued failure or refusal after the date of original order imposing punishment of fine.

Punishment for failure to furnish information.

94. No Court shall take cognizance of an offence alleged to have been committed by an employee of the appropriate Government under this Chapter, except with the previous sanction of the appropriate Government or a complaint is filed by an officer authorised by it in this behalf.

Previous sanction of appropriate Government.

95. Where an act or omission constitutes an offence punishable under this Act and also under any other Central or State Act, then, notwithstanding anything contained in any other law for the time being in force, the offender found guilty of such offence shall be liable to punishment only under such Act as provides for punishment which is greater in degree.

Alternative punishments.

CHAPTER XVII

MISCELLANEOUS

Application
of other laws
not barred.

96. The provisions of this Act shall be in addition to, and not in derogation of, the provisions of any other law for the time being in force.

Protection of
action taken
in good faith.

97. No suit, prosecution or other legal proceeding shall lie against the appropriate Government or any officer of the appropriate Government or any officer or employee of the Chief Commissioner or the State Commissioner for anything which is in good faith done or intended to be done under this Act or the rules made thereunder.

Power to
remove
difficulties.

98. (1) If any difficulty arises in giving effect to the provisions of this Act, the Central Government may, by order, published in the Official Gazette, make such provisions or give such directions, not inconsistent with the provisions of this Act, as may appear to it to be necessary or expedient for removing the difficulty:

Provided that no such order shall be made under this section after the expiry of the period of two years from the date of commencement of this Act.

(2) Every order made under this section shall be laid as soon as may be, after it is made, before each House of Parliament.

Power to
amend
Schedule.

99. (1) On the recommendations made by the appropriate Government or otherwise, if the Central Government is satisfied that it is necessary or expedient so to do, it may, by notification, amend the Schedule and any such notification being issued, the Schedule shall be deemed to have been amended accordingly.

(2) Every such notification shall, as soon as possible after it is issued, shall be laid before each House of Parliament.

Power of
Central
Government
to make
rules.

100. (1) The Central Government may, subject to the condition of previous publication, by notification, make rules for carrying out the provisions of this Act.

(2) In particular, and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(a) the manner of constituting the Committee for Research on Disability under sub-section (2) of section 6;

(b) the manner of notifying the equal opportunity policy under sub-section (1) of section 21;

(c) the form and manner of maintaining records by every establishment under sub-section (1) of section 22;

(d) the manner of maintenance of register of complaints by grievance redressal officer under sub-section (3) of section 23;

(e) the manner of furnishing information and return by establishment to the Special Employment Exchange under section 36;

(f) the composition of the Assessment Board under sub-section (2) and manner of assessment to be made by the Assessment Board under sub-section (3) of section 38;

(g) rules for person with disabilities laying down the standards of accessibility under section 40;

(h) the manner of application for issuance of certificate of disability under sub-section (1) and form of certificate of disability under sub-section (2) of section 58;

(i) the allowances to be paid to nominated Members of the Central Advisory Board under sub-section (6) of section 61;

(j) the rules of procedure for transaction of business in the meetings of the Central Advisory Board under section 64;

(k) the salaries and allowances and other conditions of services of Chief Commissioner and Commissioners under sub-section (4) of section 74;

(l) the salaries and allowances and conditions of services of officers and staff of the Chief Commissioner under sub-section (7) of section 74;

(m) the composition and manner of appointment of experts in the advisory committee under sub-section (8) of section 74;

(n) the form, manner and content of annual report to be prepared and submitted by the Chief Commissioner under sub-section (3) of section 78;

(o) the procedure, manner of utilisation and management of the Fund under sub-section (2) of section 86; and

(p) the form for preparation of accounts of Fund under sub-section (1) of section 87.

(3) Every rule made under this Act shall be laid, as soon as may be after it is made, before each House of Parliament while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

101. (1) The State Government may, subject to the condition of previous publication, by notification, make rules for carrying out the provisions of this Act, not later than six months from the date of commencement of this Act.

Power of State Government to make rules.

(2) In particular, and without prejudice to the generality of foregoing powers, such rules may provide for all or any of the following matters, namely:—

(a) the manner of constituting the Committee for Research on Disability under sub-section (2) of section 5;

(b) the manner of providing support of a limited guardian under sub-section (1) of section 14;

(c) the form and manner of making an application for certificate of registration under sub-section (1) of section 51;

(d) the facilities to be provided and standards to be met by institutions for grant of certificate of registration under sub-section (3) of section 51;

(e) the validity of certificate of registration, the form of, and conditions attached to, certificate of registration under sub-section (4) of section 51;

(f) the period of disposal of application for certificate of registration under sub-section (7) of section 51;

(g) the period within which an appeal to be made under sub-section (1) of section 53;

(h) the time and manner of appealing against the order of certifying authority under sub-section (1) and manner of disposal of such appeal under sub-section (2) of section 59;

(i) the allowances to be paid to nominated Members of the State Advisory Board under sub-section (6) of section 67;

(j) the rules of procedure for transaction of business in the meetings of the State Advisory Board under section 70;

(k) the composition and functions of District Level Committee under section 72;

(l) salaries, allowances and other conditions of services of the State Commissioner under sub-section (3) of section 79;

(m) the salaries, allowances and conditions of services of officers and staff of the State Commissioner under sub-section (3) of section 79;

(n) the composition and manner of appointment of experts in the advisory committee under sub-section (7) of section 79;

(o) the form, manner and content of annual and special reports to be prepared and submitted by the State Commissioner under sub-section (3) of section 83;

(p) the fee or remuneration to be paid to the Special Public Prosecutor under sub-section (2) of section 85;

(q) the manner of constitution of State Fund for persons with disabilities under sub-section (1), and the manner of utilisation and management of State Fund under sub-section (2) of section 88;

(r) the form for preparation of accounts of the State Fund for persons with disabilities under sub-section (3) of section 88.

(3) Every rule made by the State Government under this Act shall be laid, as soon as may be after it is made, before each House of the State Legislature where it consists of two Houses, or where such State Legislature consists of one House, before that House.

Repeal and
savings.

102. (1) The Persons with Disabilities (Equal Opportunity Protection of Rights and Full Participation) Act, 1995 is hereby repealed. 1 of 1996.

(2) Notwithstanding the repeal of the said Act, anything done or any action taken under the said Act, shall be deemed to have been done or taken under the corresponding provisions of this Act.

THE SCHEDULE

[See clause (zc) of section 2]

SPECIFIED DISABILITY

1. Physical disability.—

A. Locomotor disability (a person's inability to execute distinctive activities associated with movement of self and objects resulting from affliction of musculoskeletal or nervous system or both), including—

(a) "leprosy cured person" means a person who has been cured of leprosy but is suffering from—

(i) loss of sensation in hands or feet as well as loss of sensation and paresis in the eye and eye-lid but with no manifest deformity;

(ii) manifest deformity and paresis but having sufficient mobility in their hands and feet to enable them to engage in normal economic activity;

(iii) extreme physical deformity as well as advanced age which prevents him/her from undertaking any gainful occupation, and the expression "leprosy cured" shall construed accordingly;

(b) "cerebral palsy" means a Group of non-progressive neurological condition affecting body movements and muscle coordination, caused by damage to one or more specific areas of the brain, usually occurring before, during or shortly after birth;

(c) "dwarfism" means a medical or genetic condition resulting in an adult height of 4 feet 10 inches (147 centimeters) or less;

(d) "muscular dystrophy" means a group of hereditary genetic muscle disease that weakens the muscles that move the human body and persons with multiple dystrophy have incorrect and missing information in their genes, which prevents them from making the proteins they need for healthy muscles. It is characterised by progressive skeletal muscle weakness, defects in muscle proteins, and the death of muscle cells and tissue;

(e) "acid attack victims" means a person disfigured due to violent assaults by throwing of acid or similar corrosive substance.

B. Visual impairment.—

(a) "blindness" means a condition where a person has any of the following conditions, after best correction—

(i) total absence of sight; or

(ii) visual acuity less than 3/60 or less than 10/200 (Snellen) in the better eye with best possible correction; or

(iii) limitation of the field of vision subtending an angle of less than 10 degree.

(b) "low-vision" means a condition where a person has any of the following conditons, namely:—

(i) visual acuity not exceeding 6/18 or less than 20/60 upto 3/60 or upto 10/200 (Snellen) in the better eye with best possible corrections; or

(ii) limitation of the field of vision subtending an angle of less than 40 degree up to 10 degree.

C. Hearing impairment—

(a) "deaf" means persons having 70 DB hearing loss in speech frequencies in both ears;

(b) "hard of hearing" means person having 60 DB to 70 DB hearing loss in speech frequencies in both ears;

D. "speech and language disability" means a permanent disability arising out of conditions such as laryngectomy or aphasia affecting one or more components of speech and language due to organic or neurological causes.

2. Intellectual disability, a condition characterised by significant limitation both in intellectual functioning (reasoning, learning, problem solving) and in adaptive behaviour which covers a range of every day, social and practical skills, including—

(a) "specific learning disabilities" means a heterogeneous group of conditions wherein there is a deficit in processing language, spoken or written, that may manifest itself as a difficulty to comprehend, speak, read, write, spell, or to do mathematical calculations and includes such conditions as perceptual disabilities, dyslexia, dysgraphia, dyscalculia, dyspraxia and developmental aphasia;

(b) "autism spectrum disorder" means a neuro-developmental condition typically appearing in the first three years of life that significantly affects a person's ability to communicate, understand relationships and relate to others, and is frequently associated with unusual or stereotypical rituals or behaviours.

3. Mental behaviour.—

"mental illness" means a substantial disorder of thinking, mood, perception, orientation or memory that grossly impairs judgment, behaviour, capacity to recognise reality or ability to meet the ordinary demands of life, but does not include retardation which is a condition of arrested or incomplete development of mind of a person, specially characterised by subnormality of intelligence.

4. Disability caused due to—

(a) chronic neurological conditions, such as—

(i) "multiple sclerosis" means an inflammatory, nervous system disease in which the myelin sheaths around the axons of nerve cells of the brain and spinal cord are damaged, leading to demyelination and affecting the ability of nerve cells in the brain and spinal cord to communicate with each other;

(ii) "parkinson's disease" means a progressive disease of the nervous system marked by tremor, muscular rigidity, and slow, imprecise movement, chiefly affecting middle-aged and elderly people associated with degeneration of the basal ganglia of the brain and a deficiency of the neurotransmitter dopamine.

(b) Blood disorder—

(i) "haemophilia" means an inheritable disease, usually affecting only male but transmitted by women to their male children, characterised by loss or impairment of the normal clotting ability of blood so that a minor wound may result in fatal bleeding;

(ii) "thalassemia" means a group of inherited disorders characterised by reduced or absent amounts of haemoglobin.

(iii) "sickle cell disease" means a hemolytic disorder characterised by chronic anemia, painful events, and various complications due to associated

tissue and organ damage: "hemolytic" refers to the destruction of the cell membrane of red blood cells resulting in the release of hemoglobin.

5. Multiple Disabilities (more than one of the above specified disabilities) including deaf blindness which means a condition in which a person may have combination of hearing and visual impairments causing severe communication, developmental, and educational problems.

6. Any other category as may be notified by the Central Government.

DR. G. NARAYANARAJU,
Secretary to the Govt. of India.

PART-IIB

THE GAUHATI HIGH COURT AT GUWAHATI

(The High Court of Assam, Nagaland, Mizoram and Arunachal Pradesh)

ADVERTISEMENT

No.HC.XXXVII-22/2018/ 432 /R.Cell Dated

Guwahati the 1st August, 2018

1. Applications in prescribed form are invited till 5.00 PM of 21st August, 2018 from candidates, who (a) Must be holder of degree in law granted by a recognized University established by law in India, (b) Must not have completed, as on the last date fixed for receipt of applications, 38 years of age in the case of candidates belonging to Scheduled Castes or Scheduled Tribes and 35 years of age in the case of other candidates, for preparation of a list of selected candidates for filling up of 3 (three) vacancies [2 (two) existing vacancies + 1(one) anticipated vacancy] in **Grade-III of Nagaland Judicial Service** in the pay scale of Rs. 27,700-770-33,090-920-40,450-1080-44,770 per month plus other allowances as admissible under the Rules. The total vacancy position may vary at the time of final selection.
2. No person shall be eligible for appointment to the service (a) unless he is a citizen of India; (b) if he has been dismissed from service by any High Court, Government or statutory or local authority; (c) if he has been convicted of an offence involving moral turpitude or who is or has been permanently debarred or disqualified by the High Court or the Union Public Service Commission or any State Public Service Commission from appearing in any examination or selection conducted by it; (d) if he directly or indirectly influences the recruiting authority by any means for his candidature and (e) if he/she has more than one spouse living. The policy of reservation would be as per the Nagaland Judicial Service Rules, 2006 (as amended) read with Government of Nagaland Notification No RCBT-5/87 (Pt-II) dated 14th April, 2011.
3. The duly filled up application form in the prescribed format along with all testimonials should reach The Registrar, The Gauhati High Court, Kohima Bench, Kohima, Nagaland, PIN-797001 on or before the 21st day of August, 2018. The envelope containing the application form and documents should be superscribed as "Application for direct recruitment in Grade-III of Nagaland Judicial Service, 2018".
4. Self Attested copies of all documents in proof of the applicant's educational qualifications, Bar Council's Registration (if any), Age, Certificate of Practice(if any), Caste Certificate etc. along with 4 (four) copies of recent passport size photographs should be submitted along with the Application Form. Indian Postal Order (IPO) of Rs. 400/- (four hundred) only for General candidates and Rs. 200 (two hundred)only in case of SC/ST candidates, payable to Registrar, Kohima Bench, Gauhati High Court, Nagaland should also be enclosed with the application form.
5. The envelope containing the application form and documents should be dropped in the Drop Box kept in the premises of Kohima Bench, Gauhati High Court, Kohima, Nagaland during office hours on or before the last date fixed or the same may be sent by post so as to reach the aforementioned addressee on or

before the last date. No applications will be received/ accepted after the last date fixed for receipt of application forms. The High Court shall not be responsible for postal delays etc.

6. The candidates will have to appear in a Preliminary Examination (objective type multiple choices) of 100 marks (2 hours duration). From the rank wise list of marks of the Preliminary Examination, 10 (ten) candidates will be called against 1(one) vacancy in the ratio of 1:10 for the Final Written Examination. However, the High Court reserves the right to fix cut off mark in the Preliminary Examination and call only those candidates to appear in the Final Written Examination who obtain the cut off mark as may be fixed by the High Court.
7. All candidates who obtain 60 (sixty) percent or more marks or corresponding grade in the Final Written Examination shall be eligible for *viva-voce* of 70 (seventy) marks. Provided that Scheduled Caste/Scheduled Tribe candidates who obtain 50 (fifty) percent or more marks or corresponding grade in the Final Written Examination shall be eligible for *viva-voce*. This would be subject to the ratio of 1:3 of the rank wise list of marks obtained by the candidates in the Final Written Examination. In the *viva-voce*, out of 70 (seventy) marks the candidates will have to secure minimum 60% marks. Selection of candidates shall be made on the basis of marks obtained in the Final Written Examination and *viva-voce*, subject to the cut off mark indicated above. However, final selection shall be made subject to overall suitability to be decided by the High Court.
8. The examinations/*viva voce* and all other conditions for appointment shall be as per the Nagaland Judicial Service Rules, 2006, as amended. The candidates shall have to appear in the examinations/*viva voce* at their own expenses, as and when called for.
9. Mere inclusion of the name of a candidate in the select list or additional list shall not confer on the candidate any right of appointment.
10. Detail syllabus for the written examinations/*viva-voce* is annexed with this advertisement.
11. All other matters which are not specifically provided in this advertisement shall be as decided by the Gauhati High Court.

By Order.

Sd/-

R. PHUKAN

Registrar General
Gauhati High Court,
Guwahati, Assam

Memo No.HC.XXXVII-22/2018/432A /R.Cell

Dated Guwahati 01.08.2018

Copy to:

1. The Registrar General, Gauhati High Court, Guwahati.
2. The Registrar (Admin/Judicial/Establishment), Gauhati High Court, Guwahati.
3. The Registrar-cum- Principal Secretary to Hon'ble The Chief Justice, Gauhati High Court, Guwahati for favour of his lordship's kind information.
4. The Registrar, Kohima Bench, Gauhati High Court, Kohima, Nagaland, for information and necessary action.
5. The Joint Registrar (_____), Gauhati High Court, Guwahati.
6. The Deputy Registrar (_____), Gauhati High Court, Guwahati.
7. The Assistant Registrar (_____), Gauhati High Court, Guwahati.
8. Administrative Officer (Judicial) _____, Gauhati High Court, Guwahati.
9. The System Analyst, Gauhati High Court, Guwahati for immediate uploading of the Advertisement in the High Court website with the caption: "Advertisement dated 01.08.2018 for direct recruitment to Grade-III of Nagaland Judicial Service: Advertisement: Application Form" with a scroll in the home page.
10. PS to Hon'ble Mr. Justice _____ Gauhati High Court, Guwahati for favour of his lordship's kind information.
11. PS to Hon'ble Mrs. Justice _____ Gauhati High Court, Guwahati for favour of her ladyship's kind information.
12. CA to Registrar (Vig), Gauhati High Court, Guwahati.
13. Notice Board.
14. Order File.

Sd/-
R. PHUKAN
Registrar General
Gauhati High Court,
Guwahati, Assam

THE GAUHATI HIGH COURT AT GUWAHATI

(The High Court of Assam, Nagaland, Mizoram and Arunachal Pradesh)

Nagaland Judicial Service Grade-III

SYLLABUS

Preliminary Examination (objective type multiple choices)

English, General knowledge, Aptitude, Constitution of India, Code of Civil Procedure, Transfer of Property Act, Indian Contract Act, Indian Penal Code, Criminal Procedure Code, Indian Evidence Act and Law of Torts

Final Written Examination

- i. **Paper-I:** English - 100 marks. (Duration: 3 Hours)
 - a) Essay Writing
 - b) Précis Writing
 - c) Grammar etc
- ii. **Paper-II:** General Knowledge – 100 marks. (Duration: 3 Hours)
 - (a) Objective Type
 - (b) Aptitude Test
- iii. **Paper-III:** Law Paper-I – 100 marks. (Duration: 3 Hours)
 - (a) Constitution of India
 - (b) Code of Civil Procedure
 - (c) Transfer of Property Act
 - (d) Indian Contract Act
- iv. **Paper –IV:** Law Paper-II – 100 marks. (Duration: 3 Hours)
 - (a) Indian Penal Code
 - (b) Code of Criminal Procedure
 - (c) Indian Evidence Act
 - (d) Law of Torts
- v. **Viva-voce** : 70 marks.

Sd/-
R. PHUKAN
Registrar General
Gauhati High Court,
Guwahati, Assam

THE GAUHATI HIGH COURT AT GUWAHATI
(The High Court of Assam, Nagaland, Mizoram and Arunachal Pradesh)

Application Form for Grade-III of NJS
(Advertisement dated 01-08-2018)

1. Name (IN BLOCK LETTERS) :
2. Gender:
3. Category (Unreserved/SC/ST(P)/ST(H)/OBC/MOBC):
4. Whether Person with disability (PWD)?
If yes, nature of disability:
5. Father's name:
6. Mother's name:
7. Date of birth (according to HSLC):
8. Age as on the last date fixed for receipt of application forms:
9. Address for correspondence :
10. Permanent Address :
11. Spouse name (in case of married candidates, write NA, if not applicable):
12. Whether candidate belongs to Scheduled Caste/Scheduled Tribe of Nagaland? If yes, name of the Caste or Tribe and district in which the candidate has permanent residence:
13. Educational qualifications (HSLC onwards):

Paste here a recent coloured passport size photo (Do not staple) and 3 copies of the same photo should be stapled in the top right corner of this form

Sl. No.	Exam Name	School/College/University	Board/Council/University	Division/Class	Percentage

14. Other qualification(s), if any (write NA if not applicable):
15. Courts in which practising, the period of practice and the branch of law practiced (write NA if not applicable):
16. Date of enrolment as Advocate (write NA if not applicable):
17. Whether married or unmarried?
(If married, a declaration to the effect that he/she has not more than one spouse living):
18. Is any FIR/Complaint/Criminal Case pending against you in any police station/court? (if yes, give details):
19. Have you ever been convicted in a criminal case? (if yes, give details):
20. Have you ever been debarred from any examination? (if yes, give details):
21. Whether you have ever been terminated from service and/or whether any disciplinary proceeding had ever been initiated against you. (If yes, give details):
22. Whether income tax assessee? If so, PAN/GIR No., If any:
23. Telephone/Mobile No.:
24. E-mail id (if any):
25. Indian Postal Order (IPO) No.:

Declaration: I hereby affirm and state that the abovementioned information is true and correct to the best of my knowledge and belief.

Place:

Date:

Full signature of the applicant



Registration No. NE/RN-646

सत्यमेव जयते

**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.57 Kohima

Thursday, August 2, 2018

Shravana 11,1940 (Saka)

OFFICE MEMORANDUM

No. FIN/ESTT-2/11/VII CPC/16:

Dated : 02nd August, 2018

Clarification on the method of fixation of pay on promotion/MACPS upgradation after 01.12.2017 under the Nagaland Services (Revision of Pay) Rules, 2017.

On promotion from one grade to another/financial upgradation under MACPS, a Government servant has an option under FR 22 (I) (a) (1) to get his/her pay fixed in the next higher grade either from the date of promotion/upgradation or from the date of next increment, viz, 1st December of the year. The pay will be fixed in the following manner in the revised pay matrix:-

- (a) In case the Government servant opts to get his/her pay fixed from the date of next increment, then, on the date of promotion/upgradation, basic pay shall be placed in the identical span or, in the absence of identical span, in the next higher span of the promoted/upgraded level. On fixation of pay on the date of next increment i.e. 1st December, two increments shall be granted, one annual increment and the second on account of promotion. While computing these two increments, basic pay prior to the date of promotion shall be taken into account.
- (b) In case the Government servants opts to get the pay fixed in the higher grade from the date of promotion, he/she shall get the first increment in the higher grade on the 1st of next Decem~~ber~~ if the promotion was between 1st December and 31st May. However, if the promotion was between 1st June and 30th November of a particular year, he/she shall get the increment on 1st December of the next year.

Sd/-

ANDREW C. IMTI

Under Secretary to the Government of Nagaland



Registration No. NE/RN-646

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**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.58 Kohima

Thursday, August 2, 2018

Shravana 11,1940 (Saka)

OFFICE MEMORANDUM

No. FIN/ESTT-2/11/VII CPC/16;

Dated : 02nd August, 2018

In exercise of the powers conferred by the provisions of Article-309 of the Constitution of India, the Governor of Nagaland is pleased to make the following amendments to Rule-14(2)(ii) of the Nagaland Services (Revision of Pay) Rules, 2017;
Rule-14(2)(ii) : The existing entry against Sl. No. 4 shall be substituted by the following:

Sl. No.	Place of posting	City category	Rate of HRA (per month)
4	Shillong	"Y"	16% of basic pay

2. This amendment shall be effective from 01.01.2018.

Sd/-

ANDREW C. IMTI

Under Secretary to the Government of Nagaland



Registration No. NE/RN-646

सत्यमेव जयते

**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.59 Kohima

Wednesday, July 25, 2018

Shravana 3,1940 (Saka)

NOTIFICATION

No.FIN/DBT-I/2017-18/25::

Dated: 25th July 2018

1. The Governor of Nagaland is pleased to order that Aadhaar linking of beneficiaries shall be done to the extent possible, for all Direct Benefit Transfer under State Schemes and Centrally Sponsored Schemes.
2. All cash and kind benefits shall be provided to the beneficiaries through Aadhaar linkage and Direct Benefit Transfer.
3. All Department/Agencies implementing such schemes are required to regularly assess the progress of Aadhaar seeding with the beneficiary Bank Account and complete the process at the earliest.
4. However, no beneficiaries shall be deprived of benefit for want of Aadhaar number. Until such time the beneficiaries obtain Aadhaar number, other relevant documents, namely, voter identity card, PAN card, Ration card etc. may be used for authentication of the beneficiary.

Sd/-

HIAZU MERU

Deputy Secretary to the Govt. of Nagaland



Registration No. NE/RN-646

सत्यमेव जयते

**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.60 Kohima

Wednesday, July 25, 2018

Shravana 3,1940 (Saka)

NOTIFICATIONDated Dimapur, the 25th July 2018.

NO.CT/STS/1/5/2017 (Pt-D)/558:- In pursuance of the provisions contained in Rules, 4(10) and (11) of the Central Sales Tax (Nagaland) Rules, 1972. It is hereby notified for general information that the following serial numbers of the online declaration Form 'C' are declared to be obsolete and invalid from the date of issue due to erroneous entry of data while uploading invoice details. Please log-on for verification at www.nagalandtax.nic.in → e-services → Form & TIN verification.

Sl. No	'C' Form	Name and address of the dealers to whom e-Form 'C' is issued by the department			Name and address of the dealers to whom e-Form 'C' was issued by the dealer		
		Style of business	Date of issue	CST TIN	Style of business	TIN No	State/UT
1.	NL-CA1201088	M/s New Hill Beauty	05/12/13	13020243009	VIP Industries Ltd	18130012150	Assam
2.	NL-CA1262118	M/s Bulti Motor Parts	09/11/17	13070010069	Avi Engineers	03812085835	Punjab

Now therefore, it is hereby notified that the above serial numbers of the declaration Forms 'C' shall not be valid for the purpose of sub-section (4) of section 8 of the Central Sales Tax Act, 1956.

Sd/-

KESONYU YHOME, IAS
Commissioner of State Taxes,
Nagaland: Dimapur.



Registration No. NE/RN-646

सत्यमेव जयते

**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.61 Kohima

Monday, July 30, 2018

Shravana 8,1940 (Saka)

NOTIFICATION- 11/2018

NO.CT/LEG/GST-NT/12/17/584::

Dated Dimapur, the 30th July, 2018

In exercise of the powers conferred by sub-section (6) of section 39 read with section 168 of the Nagaland Goods and Services Tax Act, 2017 (4 of 2017) (herein after referred to as the said Act) and in supersession of Notification-10/2018, dated the 31st May, 2018, except as respects things done or omitted to be done before such supersession, the Commissioner hereby extends the time limit for furnishing the return by an Input Service Distributor in **FORM GSTR-6** under sub-section (4) of section 39 of the said Act read with rule 65 of the Nagaland Goods and Services Tax Rules, 2017. for the months of July, 2017 to August, 2018 till the 30th day of September. 2018.

Sd/-

KESONYU YHOME, IAS
Commissioner of State Taxes
Nagaland: Dimapur



Registration No. NE/RN-646

सत्यमेव जयते
THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY

No.62 Kohima

Thursday, July 26, 2018

Shravana 4,1940 (Saka)

NOTIFICATION

F.NO.FIN/REV-3/GST/1/08 (Pt-1)/214::

Dated: 26th July, 2018

In exercise of the powers conferred by sub-section (1) of section 9, sub-section (1) of section 11, sub-section (5) of section 15 and sub-section (1) of section 16 of the Nagaland Goods and Services Tax Act, 2017 (4 of 2017), the State Government, on the recommendations of the Council, and on being satisfied that it is necessary in the public interest so to do, hereby makes the following further amendments in the notification of the Government of Nagaland, Finance Department (Revenue Branch) F.NO.FIN/REV-3/GST/1/08 (Pt-1)"N" dated the 30th June, 2017, namely:-

In the said notification, in the Table, -

(i) against serial number 7, in column (3),-

(a) for item (i) and the entries relating thereto in columns (3), (4) and (5), the following shall be substituted, namely: -

(3)	(4)	(5)
<p>“(i) Supply, by way of or as part of any service, of goods, being food or any other article for human consumption or any drink, provided by a restaurant, eating joint including mess, canteen, whether for consumption on or away from the premises where such food or any other article for human consumption or drink is supplied, other than those located in the premises of hotels, inns, guest houses, clubs, campsites or other commercial places meant for residential or lodging purposes having declared tariff of any unit of accommodation of seven thousand five hundred rupees and above per unit per day or equivalent.</p> <p><i>Explanation 1.</i> - This item includes such supply at a canteen, mess, cafeteria or dining space of an institution such as a school, college, hospital, industrial unit, office, by such institution or by any other person based on a contractual arrangement with such institution for such supply, provided that such a supply is not event based or occasional.</p> <p><i>Explanation 2.</i> - This item excludes the supplies covered under item 7 (v).</p> <p><i>Explanation 3.</i> - “declared tariff” includes charges for all amenities provided in the unit of accommodation (given on rent for stay) like furniture, air conditioner, refrigerators or any other amenities, but without</p>	2.5	<p>Provided that credit of input tax charged on goods and services used in supplying the service has not been taken [Please refer to Explanation no. (iv)]</p>

excluding any discount offered on the published charges for such unit.		
(ia) Supply, of goods, being food or any other article for human consumption or any drink, by the Indian Railways or Indian Railways Catering and Tourism Corporation Ltd. or their licensees, whether in trains or at platforms.	2.5	Provided that credit of input tax charged on goods and services used in supplying the service has not been taken [Please refer to Explanation no. (iv)]";

(b) in items (ii), (vi) and (viii),-

(A) for the words "declared tariff" wherever they occur, the words "value of supply" shall be substituted;

(B) the Explanation shall be omitted;

(c) for item (v), and the entries relating thereto in columns (3), (4) and (5), the following shall be substituted, namely: -

(3)	(4)	(5)
"(v) Supply, by way of or as part of any service, of goods, being food or any other article for human consumption or any drink, at Exhibition Halls, Events, Conferences, Marriage Halls and other outdoor or indoor functions that are event based and occasional in nature.	9	-";

(ii) against serial number 9, for item (vi) in column (3) and the entries relating thereto in columns (3), (4) and (5), the following shall be substituted, namely: -

(3)	(4)	(5)
<p>"(vi) Multimodal transportation of goods.</p> <p><i>Explanation.</i> -</p> <p>(a) "multimodal transportation" means carriage of goods, by at least two different modes of transport from the place of acceptance of goods to the place of delivery of goods by a multimodal transporter;</p> <p>(b) "mode of transport" means carriage of goods by road, air, rail, inland waterways or sea;</p> <p>(c) "multimodal transporter" means a person who,-</p> <p>(A) enters into a contract under which he undertakes to perform multimodal transportation against freight; and</p>	6	-

(B) acts as principal, and not as an agent either of the consignor, or consignee or of the carrier participating in the multimodal transportation and who assumes responsibility for the performance of the said contract.		
(vii) Goods transport services other than (i), (ii), (iii), (iv), (v) and (vi) above.	9	—;

(iii) for serial number 22 and the entries relating thereto, the following shall be substituted, namely: -

(1)	(2)	(3)	(4)	(5)
"22"	Heading 9984 (Telecommunications, broadcasting and information supply services)	(i) Supply consisting only of e-book. <i>Explanation.</i> - For the purposes of this notification, "e-books" means an electronic version of a printed book (falling under tariff item 4901 in the First Schedule to the Customs Tariff Act, 1975 (51 of 1975)) supplied online which can be read on a computer or a hand held device.	2.5	-
		(ii) Telecommunications, broadcasting and information supply services other than (i) above.	9	—.

2. This notification shall come into force with effect from 27th of July, 2018.

Sd/-
TALIREMBA
Officer on Special Duty (Finance)



Registration No. NE/RN-646

सत्यमेव जयते

**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.63 Kohima

Thursday, July 26, 2018

Shravana 4,1940 (Saka)

NOTIFICATION

F.NO.FIN/REV-3/GST/1/08 (Pt-1)/215::

Dated: 26th July, 2018

In exercise of the powers conferred by sub-section (1) of section 11 of the Nagaland Goods and Services Tax Act, 2017 (4 of 2017), the State Government, on being satisfied that it is necessary in the public interest so to do, on the recommendations of the Council, hereby makes the following further amendments in the notification of the Government of Nagaland, Finance Department (Revenue Branch) F.NO.FIN/REV-3/GST/1/08 (Pt-1)"O" dated the 30th June, 2017, namely:-

In the said notification, -

(i) in the Table, -

- (a) against serial number 4, in the entry in column (3), the words "Central Government, State Government, Union territory, local authority or" shall be omitted;
- (b) against serial number 5, in the entry in column (3), the words "Central Government, State Government, Union territory, local authority or" shall be omitted;
- (c) after serial number 9C and the entries relating thereto, the following serial number and entries shall be inserted, namely: -

(1)	(2)	(3)	(4)	(5)
"9D	Chapter 99	Services by an old age home run by Central Government, State Government or by an entity registered under section 12AA of the Income-tax Act, 1961 (43 of 1961) to its residents (aged 60 years or more) against consideration up to twenty-five thousand rupees per month per member, provided that the consideration charged is inclusive of charges for boarding, lodging and maintenance.	Nil	Nil";

- (d) after serial number 10 and the entries relating thereto, the following serial number and entries shall be inserted, namely: -

(1)	(2)	(3)	(4)	(5)
"10A	Heading 9954	Services supplied by electricity distribution utilities by way of construction, erection, commissioning, or installation of infrastructure for extending electricity distribution network up to the tube well of the farmer or agriculturalist for	Nil	Nil";

		agricultural use.		
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(e) against serial number 14, in the entry in column (3), for the words "declared tariff", the words "value of supply" shall be substituted;

(f) against serial number 19A, in the entry in column (5), for the figures "2018", the figures "2019" shall be substituted;

(g) against serial number 19B, in the entry in column (5), for the figures "2018", the figures "2019" shall be substituted;

(h) after serial number 24 and the entries relating thereto, the following serial number and entries shall be inserted, namely: -

(1)	(2)	(3)	(4)	(5)
"24A	Heading 9967 or Heading 9985	Services by way of warehousing of minor forest produce.	Nil	Nil";

(i) after serial number 31 and the entries relating thereto, the following serial numbers and entries shall be inserted, namely: -

(1)	(2)	(3)	(4)	(5)
"31A	Heading 9971 or Heading 9991	Services by Coal Mines Provident Fund Organisation to persons governed by the Coal Mines Provident Fund and Miscellaneous Provisions Act, 1948 (46 of 1948).	Nil	Nil
31B	Heading 9971 or Heading 9991	Services by National Pension System (NPS) Trust to its members against consideration in the form of administrative fee.	Nil	Nil";

(j) after serial number 34 and the entries relating thereto, the following serial number and entries shall be inserted, namely: -

(1)	(2)	(3)	(4)	(5)
"34A	Heading 9971	Services supplied by Central Government, State Government, Union territory to their undertakings or Public Sector Undertakings (PSUs) by way of guaranteeing the loans taken by such undertakings or PSUs from the financial institutions.	Nil	Nil";

(k) against serial number 36A, in the entry in column (3), after figures "36", the word and figures "or 40" shall be inserted;

(l) after serial number 47 and the entries relating thereto, the following serial number and entries shall be inserted, namely: -

(1)	(2)	(3)	(4)	(5)
"47A	Heading 9983 or Heading 9991	Services by way of licensing, registration and analysis or testing of food samples supplied by the Food Safety and Standards Authority of India (FSSAI) to Food Business Operators.	Nil	Nil";

(m) after serial number 55 and the entries relating thereto, the following serial number and entries shall be inserted, namely: -

(1)	(2)	(3)	(4)	(5)
"55A	Heading 9986	Services by way of artificial insemination of livestock (other than horses).	Nil	Nil";

(n) after serial number 65A and the entries relating thereto, the following serial number and entries shall be inserted, namely: -

(1)	(2)	(3)	(4)	(5)
"65B	Heading 9991 or any other Heading	<p>Services supplied by a State Government to Excess Royalty Collection Contractor (ERCC) by way of assigning the right to collect royalty on behalf of the State Government on the mineral dispatched by the mining lease holders.</p> <p><i>Explanation.</i> - "mining lease holder" means a person who has been granted mining lease, quarry lease or license or other mineral concession under the Mines and Minerals (Development and Regulation) Act, 1957 (67 of 1957), the rules made thereunder or the rules made by a State Government under sub-section (1) of section 15 of the Mines and Minerals (Development and Regulation) Act, 1957.</p>	Nil	<p>Provided that at the end of the contract period, ERCC shall submit an account to the State Government and certify that the amount of goods and services tax deposited by mining lease holders on royalty is more than the goods and services tax exempted on the service provided by State Government to the ERCC of assignment of right to collect royalty and where such amount of goods and services tax paid by mining lease holders is less than the amount of goods and services tax exempted, the exemption shall be restricted to such amount as is equal to the amount of goods and services tax paid by the mining lease holders and the ERCC shall pay the difference between goods and services tax exempted on</p>

				the service provided by State Government to the ERCC of assignment of right to collect royalty and goods and services tax paid by the mining lease holders on royalty.”;
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(o) after serial number 77 and the entries relating thereto, the following serial number and entries shall be inserted, namely: -

(1)	(2)	(3)	(4)	(5)
“77A	Heading 9995	Services provided by an unincorporated body or a non-profit entity registered under any law for the time being in force, engaged in,- (i) activities relating to the welfare of industrial or agricultural labour or farmers; or (ii) promotion of trade, commerce, industry, agriculture, art, science, literature, culture, sports, education, social welfare, charitable activities and protection of environment, to its own members against consideration in the form of membership fee upto an amount of one thousand rupees (Rs 1000/-) per member per year.	Nil	Nil”;

(ii) in paragraph 3, in the Explanation, after clause (iii), the following clause shall be inserted, namely:-

“(iv) For removal of doubts, it is clarified that the Central and State Educational Boards shall be treated as Educational Institution for the limited purpose of providing services by way of conduct of examination to the students.”.

2. This notification shall come into force with effect from 27th of July, 2018.

Sd/-
TALIREMBA
Officer on Special Duty (Finance)



Registration No. NE/RN-646

सत्यमेव जयते

**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.64 Kohima

Thursday, July 26, 2018

Shravana 4,1940 (Saka)

NOTIFICATIONDated: 26th July, 2018

F.NO.FIN/REV-3/GST/1/08 (Pt-1)/216::

In exercise of the powers conferred by sub-section (3) of section 9 of the Nagaland Goods and Services Tax Act, 2017 (4 of 2017), the State Government, on the recommendations of the Council, hereby makes the following further amendments in the notification of the Government of Nagaland, Finance Department (Revenue Branch) F.NO.FIN/REV-3/GST/1/08 (Pt-1)"P" dated the 30th June, 2017, namely:-

In the said notification, -

- (i) in the Table, after serial number 10 and the entries relating thereto, the following serial number and entries shall be inserted, namely: -

(1)	(2)	(3)	(4)
"11	Services supplied by individual Direct Selling Agents (DSAs) other than a body corporate, partnership or limited liability partnership firm to bank or non-banking financial company (NBFCs).	Individual Direct Selling Agents (DSAs) other than a body corporate, partnership or limited liability partnership firm.	A banking company or a non-banking financial company, located in the taxable territory."

- (ii) in the Explanation, after clause (f), the following clause shall be inserted, namely: -

'(g) "renting of immovable property" means allowing, permitting or granting access, entry, occupation, use or any such facility, wholly or partly, in an immovable property, with or without the transfer of possession or control of the said immovable property and includes letting, leasing, licensing or other similar arrangements in respect of immovable property.'

2. This notification shall come into force with effect from 27th of July, 2018.

Sd/-

TALIREMBA

Officer on Special Duty (Finance)

*Kohima : Printed and published by the Directorate of Printing & Stationery, Nagaland
(Ex-Gazette) No. 64/159/26-07-2018*



Registration No. NE/RN-646

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**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.65 Kohima

Thursday, July 26, 2018

Shravana 4,1940 (Saka)

NOTIFICATION

F.NO.FIN/REV-3/GST/1/08 (Pt-1)/217

Dated: 26th July, 2018

In exercise of the powers conferred by sub-section (2) of section 7 of the Nagaland Goods and Services Tax Act, 2017 (4 of 2017), the State Government, on the recommendations of the Council, hereby makes the following amendments in the notification of the Government of Nagaland, Finance Department (Revenue Branch) F.NO.FIN/REV-3/GST/1/08 (Pt-1)"Q" dated the 30th June, 2017, namely:-

In the said notification, in the first paragraph,-

- (i) after the words "State Government", the words "or Union territory" shall be inserted;
- (ii) after the word "Constitution", the words "or to a Municipality under article 243W of the Constitution" shall be inserted.

2. This notification shall come into force with effect from 27th of July, 2018.

Sd/-

TALIREMBA

Officer on Special Duty (Finance)



Registration No. NE/RN-646

सत्यमेव जयते

**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.66 Kohima

Thursday, July 26, 2018

Shravana 4,1940 (Saka)

NOTIFICATION

Dated: 26th July, 2018

F.NO.FIN/REV-3/GST/1/08 (Pt-1)/218

In exercise of the powers conferred by sub-section (3) of section 11 of the Nagaland Goods and Services Tax Act, 2017 (4 of 2017), the State Government, on the recommendations of the Council, and on being satisfied that it is necessary so to do for the purpose of clarifying the scope and applicability of the notification of the Government of Nagaland, Finance Department (Revenue Branch) F.NO.FIN/REV-3/GST/1/08 (Pt-1)"N", dated the 30th June, 2017, hereby inserts following explanation in the said notification, in the Table, against serial number 3, in column (3), in item (vi), namely:-

"Explanation. - For the purposes of this item, the term 'business' shall not include any activity or transaction undertaken by the Central Government, a State Government or any local authority in which they are engaged as public authorities."

2. This notification shall come into force with effect from 27th of July, 2018.

Sd/-

TALIREMBA

Officer on Special Duty (Finance)



Registration No. NE/RN-646

सत्यमेव जयते

**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.67 Kohima

Thursday, July 26, 2018

Shravana 4,1940 (Saka)

NOTIFICATION

F.NO.FIN/REV-3/GST/1/08 (Pt-1)/219

Dated: 26th July, 2018

In exercise of the powers conferred by sub-section (1) of section 9 of the Nagaland Goods and Services Tax Act, 2017 (4 of 2017), the State Government, on the recommendations of the Council, hereby makes the following amendments in the notification of the Government of Nagaland, Finance Department (Revenue Branch) F.NO.FIN/REV-3/GST/1/08 (Pt-1)"D", dated the 30th June, 2017, namely:-

In the said notification, -

(A) in Schedule I-2.5%.

- (i) after S. No. 102 and the entries relating thereto, the following serial number and the entries shall be inserted, namely: -

"102 A.	2207	Ethyl alcoholsupplied to Oil Marketing Companies for blending with motor spirit (petrol)";
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- (i) in S. No. 123, for entries in columns (2) and (3), the following entries shall be substituted, namely:

(2)	(3)
"2515 (except 2515 1210, 2515 1220, 25151290) or 6802	Ecaussine and other calcareous monumental or building stone alabaster [other than marble and travertine], other than polished stone which is ready to use";

- (ii) after S. No. 170 and the entries relating thereto, the following serial numbers and the entries shall be inserted

"170A	2809	Fertilizer grade phosphoric acid";
-------	------	------------------------------------

- (iii) in S. No. 215, in the entry in column (3), the comma and words "including coir pith compost put up in unit container and bearing a brand name" shall be inserted in the end;
- (iv) in S. No. 219, for the entry in column (3), the entry "Coir mats, matting, floor covering andhandloom durries", shall be substituted;
- (v) in S. No. 219A, for the entry in column (3), the entry "all goods" shall be substituted;

- (vi) in S. No. 225, in column (3), for the figure "500" the figure "1000" shall be substituted;
- (vii) in S. No. 222, for entries in columns (2) and (3), the following entries shall be substituted, namely: -

(2)	(3)
"61 or 6501	Article of apparel and clothing accessories or cap/topi, knitted or crocheted, of sale value not exceeding Rs 1000 per piece";

- (viii) in S. No. 264, for the entry in column (3), the entry "Biomass briquettes or solid bio fuel pellets", shall be substituted;

(B) in Schedule II-6%, -

- (i) S. No. 57B and the entries relating thereto shall be omitted;
- (ii) after S. No. 96 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely: -

"96A	4409	Bamboo flooring";
------	------	-------------------

- (iii) in S. No. 146, in the entry in column (3), the words "except the items covered in 219 in Schedule II", shall be inserted in the end;
- (iv) S. No. 147 and the entries relating thereto shall be omitted;
- (v) after S. No. 185 and the entries relating thereto, the following serial number and the entries shall be inserted, namely: -

"185A	7419 99 30	Brass Kerosene Pressure Stove";
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- (vi) after S. No. 195 and the entries relating thereto, the following serial number and the entries shall be inserted, namely: -

"195AA	8420	Hand operated rubber roller";
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- (vii) after S. No. 206 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:-

"206A	87	Fuel Cell Vehicles ";
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- (viii) after S. No. 231 and the entries relating thereto, the following serial number and the entries shall be inserted, namely: -

"231B	9607	Slide fasteners";
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- (i) in S. No. 235, for entries in columns (2) and (3), the following entries shall be substituted, namely:

(2)	(3)
"96190030, 96190040, 96190090	or All goods";

(C) in Schedule III-9%, -

- (i) in S. No. 25, in column (3), after the words, "of any strength", the words, and brackets "[other than ethyl alcohol supplied to Oil Marketing Companies for blending with motor spirit (petrol)]" shall be inserted;
- (ii) after S. No. 52 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:-

"52A	3208	Paints and varnishes (including enamels and lacquers) based on synthetic polymers or chemically modified natural polymers, dispersed or dissolved in a non-aqueous medium; solutions as defined in Note 4 to this Chapter
52B	3209	Paints and varnishes (including enamels and lacquers) based on synthetic polymers or chemically modified natural polymers, dispersed or dissolved in an aqueous medium
52C	3210	Other paints and varnishes (including enamels, lacquers and distempers); prepared water pigments of a kind used for finishing leather";

- (iii) after S. No. 54A and the entries relating thereto, the following serial number and the entries shall be inserted, namely:-

"54B	3214	Glaziers' putty, grafting putty, resin cements, caulking compounds and other mastics; painters' fillings; non-refractory surfacing preparations for facades, indoor walls, floors, ceilings or the like";
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- (iv) in S. No. 137, in column (3), after the words, "or end-jointed" the words and brackets, "[other than bamboo flooring]" shall be added;
- (v) in S. No. 177E, in column (3), the words "except the items covered in Sl. No. 123 in Schedule I", shall be inserted in the end;
- (vi) in S. No. 253, for the entry in column (3), the entry "Other articles of copper[other than Brass Kerosene Pressure Stove]" shall be substituted;

- (vii) after S. No. 319 and the entries relating thereto, the following serial number and the entries shall be inserted, namely: -

"319A	8418	Refrigerators, freezers and other refrigerating or freezing equipment, electric or other; heat pumps other than air conditioning machines of heading 8415";
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- (viii) in S. No. 321, for the entry in column (3), the entry "Calendering or other rolling machines, other than for metals or glass, and cylinders therefor[other than Hand operated rubber roller]" shall be substituted;

- (ix) after S. No. 341 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:-

"341A	8450	Household or laundry-type washing machines, including machines which both wash and dry";
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- (x) after S. No. 376A and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely:-

"376AA	8507 60 00	Lithium-ion Batteries
376AB	8508	Vacuum cleaners
376AC	8509	Electro-mechanical domestic appliances, with self-contained electric motor, other than vacuum cleaners, of heading 8508 [other than wet grinder consisting of stone as a grinder]
376AD	8510	Shavers, hair clippers and hair-removing appliances, with self-contained electric motor";

- (xi) after S. No. 378 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:-

"378A	8516	Electric instantaneous or storage water heaters and immersion heaters; electric space heating apparatus and soil heating apparatus; electro-thermic hair-dressing apparatus (for example, hair dryers, hair curlers, curling tong heaters) and hand dryers; electric smoothing irons; other electro-thermic appliances of a kind used for domestic purposes; electric heating resistors, other than those of heading 8545";
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- (xii) after S. No. 383B and the entries relating thereto, the following serial number and the entries shall be inserted, namely:-

"383C	8528	Television set (including LCD or LED television) of screen size not exceeding 68 cm";
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- (xiii) after S. No. 401 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:-

"401A	8705	Special purpose motor vehicles, other than those principally designed for the transport of persons or goods (for example, breakdown lorries, crane lorries, fire fighting vehicles, concrete-mixer lorries, road sweeper lorries, spraying lorries, mobile workshops, mobile radiological unit)";
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- (xiv) after S. No. 402 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:-

"402A	8709	Works trucks, self-propelled, not fitted with lifting or handling equipment, of the type used in factories, warehouses, dock areas or airports for short distance transport of goods; tractors of the type used on railway station platforms; parts of the foregoing vehicles";
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- (xv) after S. No. 403 and the entries relating thereto, the following serial number and the entries shall be inserted, namely:-

"403A	8716	Trailers and semi-trailers; other vehicles, not mechanically propelled; parts thereof [other than Self-loading or self-unloading trailers for agricultural purposes, and Hand propelled vehicles (e.g. hand carts, rickshaws and the like); animal drawn vehicles]";
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- (xvi) in S. No. 446, for entries in columns (2) and (3), the following entries shall be substituted, namely:

(2)	(3)
"9607 20 00	Parts of slide fasteners";

- (xvii) after S. No. 449A and the entries relating thereto, the following serial number and the entries shall be inserted, namely:-

"449AA	9616	Scent sprays and similar toilet sprays, and mounts and heads therefor; powder-puffs and pads for the application of cosmetics or toilet preparations";
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(D) in Schedule-IV-14%,

- (i) S. Nos. 20, 21, 22, 24 and the entries relating thereto, shall be omitted;
- (ii) S. No. 120, and the entries relating thereto, shall be omitted;

- (iii) S. No. 130, and the entries relating thereto, shall be omitted;
 - (iv) in S. No. 139, for the entry in column (3), the entry "Electric accumulators, including separators therefor, whether or not rectangular (including square) other than Lithium-ion battery" shall be substituted;
 - (v) S. Nos. 140, 141, 142 and the entries relating thereto, shall be omitted;
 - (vi) S. No. 146 and the entries relating thereto, shall be omitted;
 - (vii) in S. No. 154, for the words, figures and brackets "[other than computer monitors not exceeding 20 inches and set top box for television]", the words, figures and brackets "[other than computer monitors not exceeding 20 inches, set top box for television and Television set (including LCD and LED television) of screen size not exceeding 63 cm]" shall be substituted;
 - (viii) S. No. 167 and the entries relating thereto, shall be omitted;
 - (ix) S. No. 171 and the entries relating thereto, shall be omitted;
 - (x) S. No. 175 and the entries relating thereto, shall be omitted;
 - (xi) S. No. 224 and the entries relating thereto, shall be omitted.
2. This notification shall come into force on the 27th July, 2018.

Sd/-

TALIREMBA

Officer on Special Duty (Finance)



Registration No. NE/RN-646

सत्यमेव जयते

**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.68 Kohima

Thursday, July 26, 2018

Shravana 4,1940 (Saka)

NOTIFICATIONDated: 26th July, 2018

F.NO.FIN/REV-3/GST/1 08 (Pt-1)/220

In exercise of the powers conferred by sub-section (1) of section 11 of the Nagaland Goods and Services Tax Act, 2017 (4 of 2017), the State Government, on the recommendations of the Council, hereby makes the following further amendments in the notification of the Government of Nagaland, Finance Department (Revenue Branch) F.NO.FIN/REV-3/GST/1/08 (Pt-1)"E", dated the 30th June, 2017, namely:-

In the said notification, -

(1) in the Schedule,

- (i) after S. No. 92 and the entries relating thereto, the following serial number and the entries shall be inserted, namely: -

"92 A.	1401	Sal leaves, siali leaves, sisal leaves, sabai grass";
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- (ii) after S. No. 93 A and the entries relating thereto, the following serial number and the entries shall be inserted, namely: -

"93 B.	1404 90 90	Vegetable materials, for manufacture of jhadoo or broom sticks";
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- (iii) For S. No. 102 A and entries relating thereto, the following shall be substituted,-

"102A.	2306	De-oiled rice bran Explanation: The exemption applies to de-oil rice bran falling under heading 2306 with effect from 25 th January, 2018";
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- (iv) after S. No. 114 and the entries relating thereto, the following serial numbers and the entries shall be inserted, namely: -

"114A	46	Khali Dona; goods made of sal leaves, siali leaves, sisal leaves, sabai grass, including sabai grass rope
114B	44 or 68	Deities made of stone, marble or wood";

- (v) for S. No. 117 and the entries relating thereto, the following shall be substituted, namely

"117	48 or 4907	Rupee notes or coins when sold to Reserve Bank of
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	or 71	India or the Government of India";
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- (vi) after S. No. 132 and the entries relating thereto, the following serial number and the entries shall be inserted, namely: -

"132A	53	Coir pith compost other than those put up in unit container and, - (a) bearing a registered brand name; or (b) bearing a brand name on which an actionable claim or enforceable right in a court of law is available [other than those where any actionable claim or enforceable right in respect of such brand name has been foregone voluntarily, subject to the conditions as in the ANNEXURE I]";
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- (vii) after S. No. 146 and the entries relating thereto, the following serial number and the entries shall be inserted, namely: -

"146A	96190010 or 96190020	Sanitary towels (pads) or sanitary napkins; tampons";
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- (viii) after S. No. 151 and the entries relating thereto, the following serial number and the entries shall be inserted, namely: -

"152	Any Chapter except 71	Rakhi (other than those made of goods falling under Chapter 71)"
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2. This notification shall come into force on the 27th July, 2018.

Sd/-

TALIREMBA

Officer on Special Duty (Finance)



Registration No. NE/RN-646

सत्यमेव जयते
**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.69 Kohima

Thursday, July 26, 2018

Shravana 4,1940 (Saka)

NOTIFICATION

F.NO.FIN/REV-3/GST/1/08 (Pt-1)/221

Dated: 26th July, 2018

In exercise of the powers conferred by clause (ii) of the proviso to sub-section (3) of section 54 of the Nagaland Goods and Services Tax Act, 2017 (4 of 2017), the State Government, on the recommendations of the Council, hereby makes the following further amendments in the notification of the Government of Nagaland, Finance Department (Revenue Branch) F.NO.FIN/REV-3/GST/1/08 (Pt-1)"H", dated the 30th June, 2017, namely:-

In the said notification, in the opening paragraph the following proviso shall be inserted, namely,

"Provided that,-

- (i) nothing contained in this notification shall apply to the input tax credit accumulated on supplies received on or after the 1st day of August, 2018, in respect of goods mentioned at serial numbers 1, 2, 3, 4, 5, 6, 6A, 6B, 6C and 7 of the Table below; and
- (ii) in respect of said goods, any unutilised input tax credit lying in balance, after payment of tax for and up to the month of July, 2018, on the inward supplies received up to the 31st day of July 2018, shall lapse."

2. This notification shall come into force on the 27th July, 2018.

Sd/-

TALIREMBA

Officer on Special Duty (Finance)



Registration No. NE/RN-646

सत्यमेव जयते

**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.70 Kohima

Thursday, July 26, 2018

Shravana 4,1940 (Saka)

NOTIFICATION

F.NO.FIN/REV-3/GST/1/08 (Pt-1)/222

Dated: 26th July, 2018

In exercise of the powers conferred by sub-section (1) of section 11 of the Nagaland Goods and Services Tax Act, 2017 (4 of 2017), the State Government, on being satisfied that it is necessary in the public interest so to do, on the recommendations of the Council, hereby exempts the intra-state supplies of handicraft goods, the description of which is specified in column (3) of the Table below, falling under the tariff item, sub-heading, heading or Chapter, as specified in the corresponding entry in column (2), from so much state tax leviable thereon under section 9 of the said Act as is in excess of the rate specified in column (4) of the said Table. Explanation - For the purpose of this notification, the expression "handicraft goods" means - Goods predominantly made by hand even though some tools or machinery may also have been used in the process; such goods are graced with visual appeal in the nature of ornamentation or in-lay work or some similar work of a substantial nature; possess distinctive features, which can be aesthetic, artistic, ethnic or culturally attached and are amply different from mechanically produced goods of similar utility.

Table

S.No	Chapter, Heading, Subheading or Tariff item	Description of Goods	Rate
(1)	(2)	(3)	(4)
1.	3406	Handcrafted candles	6%
2.	4202 22, 4202 29, 4202 31 10, 4202 31 90, 4202 32, 4202 39	Handbags including pouches and purses; jewellery box	6%
3.	4416, 4421 99 90	Carved wood products, art ware/decorative articles of wood (including inlay work, casks, barrel, vats)	6%
4.	4414 00 00	Wooden frames for painting, photographs, mirrors etc	6%
5.	4420	Statuettes & other ornaments of wood, wood marquetry & inlaid, jewellery box, wood lathe and lacquer work [including lathe and lacquer work, ambadi sisal craft]	6%
6.	4503 90 90 4504 90	Art ware of cork [including articles of sholapith]	6%
7.	4601 and 4602	Mats, matting and screens of vegetable material, basketwork, wickerwork and other articles of vegetable materials or other plaiting material, articles of	2.5%

		loofah(including of bamboo, rattan, canes and other natural fibres, dry flowers (naturally dried), articles thereof, ringal, raambaan article, shola items, Kouna/chumthang (water reeds) crafts, articles of Water hyacinth, korai mat]	
8.	4823	Articles made of paper mache	2.5%
9.	5607, 5609	Coir articles	2.5%
10.	5609 00 20, 5609 00 90	Toran, Doorway Decoration made from cotton yarn or woollen yarn and aabhala (mirror) with or without hanging flaps	2.5%
11.	57	Handmade carpets and other handmade textile floor coverings (including namda/gabba)	2.5%
12.	5804 30 00	Handmade lace	2.5%
13.	5805	Hand-woven tapestries	2.5%
14.	5808 10	Hand-made braids and ornamental trimming in the piece	2.5%
15.	5810	Hand embroidered articles	2.5%
16.	6117, 6214	Handmade/hand embroidered shawls of sale value not exceeding Rs. 1000 per piece	2.5%
17.	6117, 6214	Handmade/hand embroidered shawls of sale value exceeding Rs. 1000 per piece	6%
18.	6802	Carved stone products (e.g., statues, statuettes, figures of animals, writing sets, ashtray, candle stand)	6%
19.	6815 99 90	Stone art ware, stone inlay work	6%
20.	6912 00 10 6912 00 20	Tableware and kitchenware of clay and terracotta, other clay articles	6%
21.	6913 90 00	Statuettes & other ornamental ceramic articles (incl blue potteries)	6%
22.	7009 92 00	Ornamental framed mirrors	6%
23.	7018 10	Bangles, beads and small ware	2.5%
24.	7018 90 10	Glass statues [other than those of crystal]	6%
25.	7020 00 90	Glass art ware [incl. pots, jars, votive, cask, cake cover, tulip bottle, vase]	6%
26.	7113 11 10	Silver filigree work	1.5%
27.	7117	Handmade imitation jewellery (including natural seeds, beads jewelry, cardamom garland)	1.5%
28.	7326 90 99	Art ware of iron	6%
29.	7419 99	Art ware of brass, copper/ copper alloys, electro plated with nickel/silver	6%
30.	7616 99 90	Aluminium art ware	6%
31.	8306	Bells, gongs and like, non-electric, of base metal; statuettes, and other ornaments, of base metal; photograph, picture or similar frames, of base metal; mirrors of base metal; (including Bidriware, Panchlogaartware, idol, Swamimalai bronze icons, dhokrajali)	6%
32.	9405 10	Handcrafted lamps (including panchloga lamp)	6%
33.	9401 50, 9403 80	Furniture of bamboo, rattan and cane	6%

34.	9503	Dolls or other toys made of wood or metal or textile material [incl wooden toys of sawantwadi, Channapatna toys. Thanjavur.doll)	6%
35.	9504	Ganjifa card	6%
36.	9601	Worked articles of ivory, bone, tortoise shell, horn, antlers, coral, mother of pearl, seashell other animal carving material	6%
37.	9602	Worked vegetable or mineral carving, articles thereof, articles of wax, of stearin, of natural gums or natural resins or of modelling pastes etc, (including articles of lac, shellac)	6%
38.	9701	Hand paintings drawings and pastels (incl Mysore painting, Rajasthan painting, Tanjore painting, Palm leaf painting, basolietc)	6%
39.	9703	Original sculptures and statuary, in metal, stone or any other material	6%

2. This notification shall come into force on the 27th July, 2018.

Sd/-
TALIREMBA
Officer on Special Duty (Finance)



Registration No. NE/RN-646

सत्यमेव जयते
**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.71 Kohima

Monday, July 30, 2018

Shravana 8,1940 (Saka)

NOTIFICATION

F.NO.FIN/REV-3/GST/1/08 (Pt-1)/223

Dated: 30th July, 2018

In exercise of the powers conferred by section 99 of the Nagaland Goods and Services Tax Act, 2017 (4 of 2017) the State Government, hereby constitutes "The Nagaland Appellate Authority for Advance Ruling for Goods and Services Tax" for hearing appeals against the advance ruling pronounced by the Advance Ruling Authority, consisting of;

1. The Chief Commissioner of Central Tax, Guwahati GST & CX Zone, and
2. The Commissioner of State Taxes, Nagaland

This notification shall come into force from the date of issue of this notification.

Sd/-

TALIREMBA

Officer on Special Duty (Finance)



Registration No. NE/RN-646

सत्यमेव जयते
THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY

No.72 Kohima

Monday, July 09, 2018

Ashadha 18,1940 (Saka)

NOTIFICATIONDated Kohima, the 9th July 2018.

No.FIN/LOT-12/2002(A) (PT)/671::

In exercise of the powers conferred under Clause 3(3) of the Lotteries (Regulation) Rules, 2010, the Governor of Nagaland is pleased to notify the Nagaland State paper lottery scheme as detail given below:-

1. Name of the Lottery Scheme : DEAR FLAMINGO EVENING (EVERY MONDAY)
2. Price of the lottery ticket : ₹ 6/- (per ticket)
3. Total No. of tickets printed : 3.60 Crore,
Numbering: 64 to 99/ ABCDEGHIJKL 00 000 TO 99 999.
4. Gross value of the tickets printed : ₹ 21.60 Crore (turnover)
5. Name of the Printing Press : M/s KL Hi-Tech Secure Print Ltd.,
Plot No.22-33, Anrich Industrial Estate,
IDA Bollaram, Medak District, Telangana-502325.
6. Organized and Promoted by : Director,
Directorate of Nagaland State Lotteries,
Kohima, P.R.Hill Junction,
Nagaland: Kohima-797001.
Telefax-0370-2229982.
7. Name of the Distributor with their address and contact information. : Distributor-Regd. Office
M/s Future Gaming & Hotel Services Pvt. Ltd.
No.54, Mettupalayam Road, G.N. Mills Post
Coimbatore-641 029. Ph: 0422 2649001.

Sales Office.
Mitkar Building, Ground Floor,
Upper Chandmari, Kohima-797001.
Nagaland. Telefax-0370 2242200
8. Name of the Area Distributors with their address and contact information : A) M/s. Future Trade Solution I.L.P. Kolkata, West Bengal
B) M/s. Vishesh Distributors, Punjab.

9. Prize Structure:-

DEAR FLAMINGO EVENING MONDAY WEEKLY LOTTERY FROM 51ST DRAW ON 16-07-2018 ONWARDS

RANK	NO. OF PRIZES	PRIZE AMOUNT	PRIZE AMOUNT	DRAW METHOD
1	1	25,00,000	1,00,000	ON 1 TIME ON 5 DIGITS WITH SERIAL No.
Cons.	359	9,500	500	ALL REMAINING SERIAL OF 1 ST PRIZE No.
2	3600	9,000	999	ON 10 TIMES ON 5 DIGITS.
3	36000	500	100	ON 10 TIMES ON LAST 4 DIGITS.
4	36000	250	50	ON 10 TIMES ON LAST 4 DIGITS.
5	360000	120	10	ON 100 TIMES ON LAST 4 DIGITS.
	TOTAL	10,85,10,500	1,28,75,900	12,13,86,400

10. The amount offered as prize money : ₹ 12,13,86,400
11. Periodicity / interval between the draws : Draw Every Monday at 8:00 P.M onwards
12. Place where the draw shall be conducted : Directorate of Nagaland State Lotteries,
P.R.Hill Junction, Kohima-797001.
13. Manner in which draw is conducted : The draw is conducted in a mechanical method based on random technology which is visibly transparent to the judges appointed by the Government of Nagaland. The winning numbers are drawn as per the prize Structure (Sl.No.9) and by pressing the numeric control button of the draw machine by the officials of the Directorate.
14. Procedure for prize payments:-
: 1. Prize Money for taxable prize(s) shall be paid from the Nagaland State Lotteries, Kohima.
2. Prize Money for non-taxable prizes(s) shall be directly paid by the Agent/Seller.
15. Description about Sl.No.3 : The number of tickets printed shall be subject to increase or decrease depending on market conditions, as may be approved by the Director of Nagaland State Lotteries from time to time.

Sd/-

HIAZU MERU

Deputy Secretary to the Govt. of Nagaland



Registration No. NE/RN-646

सत्यमेव जयते

**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.73 Kohima

Monday, July 09, 2018

Ashadha 18,1940 (Saka)

NOTIFICATIONDated Kohima, the 9th July, 2018.

No.FIN/LOT-12/2002 (A) (PT)/671::

In exercise of the powers conferred under Clause 3(3) of the Lotteries (Regulation) Rules, 2010, the Governor of Nagaland is pleased to notify the Nagaland State paper lottery scheme as detail given below:-

1. Name of the Lottery Scheme : DEAR PARROT EVENING (EVERY TUESDAY)
2. Price of the lottery ticket : ₹ 6/- (per ticket)
3. Total No. of tickets printed : 3.60 Crore,
Numbering: 64 to 99/ ABCDEGHIJKL 00 000 TO 99 999.
4. Gross value of the tickets printed : ₹ 21.60 Crore (turnover)
5. Name of the Printing Press : M/s KL Hi-Tech Secure Print Ltd.,
Plot No.22-33, Anrich Industrial Estate,
IDA Bollaram, Medak District, Telangana-502325.
6. Organized and Promoted by : Director,
Directorate of Nagaland State Lotteries,
Kohima, P.R.Hill Junction,
Nagaland: Kohima-797001.
Telefax-0370-2229982
7. Name of the Distributor with their address and contact information. : **Distributor-Regd. Office**
M/s Future Gaming & Hotel Services Pvt. Ltd.
No.54, Mettupalayam Road, G.N. Mills Post
Coimbatore-641 029. Ph: 0422 2649001.

Sales Office.
Mitkar Building, Ground Floor,
Upper Chandmari, Kohima-797001.
Nagaland. Telefax-0370 2242200
8. Name of the Area Distributors with their address and contact information : A) M/s. Future Trade Solution LLP, Kolkata, West Bengal
B) M/s. Vishesh Distributors, Punjab.

9. Prize Structure:-

DEAR PARROT EVENING TUESDAY WEEKLY LOTTERY FROM 51ST DRAW ON 17-07-2018 ONWARDS

RANK	NO. OF PRIZES	PRIZE AMOUNT	PRIZE AMOUNT	DRAW METHOD
1	1	25,00,000	1,01,000	ON 1 TIME ON 5 DIGITS WITH SERIAL No.
Cons.	359	9,500	500	ALL REMAINING SERIAL OF 1 ST PRIZE No.
2	3600	9,000	999	ON 10 TIMES ON 5 DIGITS.
3	36000	500	100	ON 10 TIMES ON LAST 4 DIGITS.
4	36000	250	50	ON 10 TIMES ON LAST 4 DIGITS
5	360000	120	10	ON 100 TIMES ON LAST 4 DIGITS.
	TOTAL	10,85,10,500	1,28,76,900	12,13,87,400

10. The amount offered as prize money : ₹ 12,13,87,400
11. Periodicity / interval between the draws : Draw Every Tuesday at 8:00 P.M Onwards
12. Place where the draw shall be conducted : Directorate of Nagaland State Lotteries,
P.R.Hill Junction, Kohima-797001.
13. Manner in which draw is conducted : The draw is conducted in a mechanical method based on random technology which is visibly transparent to the judges appointed by the Government of Nagaland. The winning numbers are drawn as per the prize Structure (Sl.No.9) and by pressing the numeric control button of the draw machine by the officials of the Directorate.
14. Procedure for prize payments:-
: 1. Prize Money for taxable prize(s) shall be paid from the Nagaland State Lotteries, Kohima.
2. Prize Money for non-taxable prizes(s) shall be directly paid by the Agent/Seller.
15. Description about Sl.No.3 : The number of tickets printed shall be subject to increase or decrease depending on market conditions, as may be approved by the Director of Nagaland State Lotteries from time to time.

Sd/-
HIAZU MERU

Deputy Secretary to the Govt. of Nagaland



Registration No. NE/RN-646

सत्यमेव जयते

**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.74 Kohima

Monday, July 09, 2018

Ashadha 18,1940 (Saka)

NOTIFICATION

No.FIN/LOT-12/2002 (A) (PT)/671

Dated: Kohima the 9th July 2018.

In exercise of the powers conferred under Clause 3(3) of the Lotteries (Regulation) Rules, 2010, the Governor of Nagaland is pleased to notify the Nagaland State paper lottery scheme as detail given below:-

1. Name of the Lottery Scheme : DEAR EAGLE EVENING (EVERY WEDNESDAY)
2. Price of the lottery ticket : ₹ 6/- (per ticket)
3. Total No. of tickets printed : 3.60 Crore,
Numbering: 64 to 99/ ABCDEGHIJKL 00 000 TO 99 999.
4. Gross value of the tickets printed : ₹ 21.60 Crore (turnover)
5. Name of the Printing Press : M/s KL Hi-Tech Secure Print Ltd.,
Plot No.22-33, Anrich Industrial Estate,
IDA Bollaram, Medak District, Telangana-502325.
6. Organized and Promoted by : Director,
Directorate of Nagaland State Lotteries,
Kohima, P.R.Hill Junction,
Nagaland: Kohima-797001.
Telefax-0370-2229982.
7. Name of the Distributor with their address and contact information. : Distributor-Regd. Office
M/s Future Gaming & Hotel Services Pvt. Ltd.
No.54, Mettupalayam Road, G.N. Mills Post
Coimbatore-641 029. Ph: 0422 2649001.

Sales Office.
Mitkar Building, Ground Floor,
Upper Chandmari, Kohima-797001.
Nagaland. Telefax-0370 2242200
8. Name of the Area Distributors with their address and contact information : A) M/s. Future Trade Solution LLP, Kolkata, West Bengal
B) M/s. Vishesh Distributors, Punjab.
9. Prize Structure:-

DEAR EAGLE EVENING WEDNESDAY WEEKLY LOTTERY FROM 51ST DRAW ON 18-07-2018 ONWARDS

RANK	NO. OF PRIZES	PRIZE AMOUNT	PRIZE AMOUNT	DRAW METHOD
1	1	25,00,000	1,02,000	ON 1 TIME ON 5 DIGITS WITH SERIAL No.
Cons.	359	9,500	500	ALL REMAINING SERIAL OF 1 ST PRIZE No.
2	3600	9,000	999	ON 10 TIMES ON 5 DIGITS.
3	36000	500	100	ON 10 TIMES ON LAST 4 DIGITS.
4	36000	250	50	ON 10 TIMES ON LAST 4 DIGITS.
5	360000	120	10	ON 100 TIMES ON LAST 4 DIGITS.
	TOTAL	10,85,10,500	1,28,77,900	12,13,88,400

10. The amount offered as prize money : ₹ 12,13,88,400
11. Periodicity / interval between the draws : Draw Every Wednesday at 8:00 P.M Onwards
12. Place where the draw shall be conducted : Directorate of Nagaland State Lotteries,
P.R.Hill Junction, Kohima-797001.
13. Manner in which draw is conducted : The draw is conducted in a mechanical method based on random technology which is visibly transparent to the judges appointed by the Government of Nagaland. The winning numbers are drawn as per the prize Structure (Sl.No.9) and by pressing the numeric control button of the draw machine by the officials of the Directorate.
14. Procedure for prize payments:-
: 1. Prize Money for taxable prize(s) shall be paid from the Nagaland State Lotteries, Kohima.
2. Prize Money for non-taxable prizes(s) shall be directly paid by the Agent/Seller.
15. Description about Sl.No.3 : The number of tickets printed shall be subject to increase or decrease depending on market conditions, as may be approved by the Director of Nagaland State Lotteries from time to time.

Sd/-
HIAZU MERU

Deputy Secretary to the Govt. of Nagaland



Registration No. NE/RN-646

सत्यमेव जयते

**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.75 Kohima

Monday, July 09, 2018

Ashadha 18,1940 (Saka)

NOTIFICATION

No.FIN/LOT-12/2002 (A) (PT) /671

Dated: Kohima, the 9th July 2018.

In exercise of the powers conferred under Clause 3(3) of the Lotteries (Regulation) Rules, 2010, the Governor of Nagaland is pleased to notify the Nagaland State paper lottery scheme as detail given below:-

1. Name of the Lottery Scheme : DEAR FALCON EVENING (EVERY THURSDAY)
2. Price of the lottery ticket : ₹ 6/- (per ticket)
3. Total No. of tickets printed : 3.60 Crore,
Numbering: 64 to 99/ ABCDEFGHJKL 00 000 TO 99 999.
4. Gross value of the tickets printed : ₹ 21.60 Crore (turnover)
5. Name of the Printing Press : M/s KL Hi-Tech Secure Print Ltd.,
Plot No.22-33, Anrich Industrial Estate,
IDA Bollaram, Medak District, Telangana-502325.
6. Organized and Promoted by : Director,
Directorate of Nagaland State Lotteries,
Kohima, P.R.Hill Junction,
Nagaland: Kohima-797001.
Telefax-0370-2229982.
7. Name of the Distributor with their address and contact information. : **Distributor-Regd. Office**
M/s Future Gaming & Hotel Services Pvt. Ltd.
No.54, Mettupalayam Road, G.N. Mills Post
Coimbatore-641 029. Ph: 0422 2649001.

Sales Office.
Mitkar Building, Ground Floor,
Upper Chandmari, Kohima-797001.
Nagaland. Telefax-0370 2242200
8. Name of the Area Distributors with their address and contact information : A) M/s. Future Trade Solution LLP, Kolkata, West Bengal
B) M/s. Vishesh Distributors, Punjab.
9. Prize Structure:-

DEAR FALCON EVENING THURSDAY WEEKLY LOTTERY FROM 51ST DRAW ON 19-07-2018 ONWARDS

RANK	NO. OF PRIZES	PRIZE AMOUNT	PRIZE AMOUNT	DRAW METHOD
1	1	25,00,000	1,03,000	ON 1 TIME ON 5 DIGITS WITH SERIAL No.
Cons.	359	9,500	500	ALL REMAINING SERIAL OF 1 ST PRIZE No.
2	3600	9,000	999	ON 10 TIMES ON 5 DIGITS.
3	36000	500	100	ON 10 TIMES ON LAST 4 DIGITS.
4	36000	250	50	ON 10 TIMES ON LAST 4 DIGITS.
5	360000	120	10	ON 100 TIMES ON LAST 4 DIGITS.
	TOTAL	10,85,10,500	1,28,78,900	12,13,89,400

10. The amount offered as prize money : ₹ 12,13,89,400
11. Periodicity / interval between the draws : Draw Every Thursday at 8:00 P.M onwards
12. Place where the draw shall be conducted : Directorate of Nagaland State Lotteries,
P.R.Hill Junction, Kohima-797001.
13. Manner in which draw is conducted : The draw is conducted in a mechanical method based on random technology which is visibly transparent to the judges appointed by the Government of Nagaland. The winning numbers are drawn as per the prize Structure (Sl.No.9) and by pressing the numeric control button of the draw machine by the officials of the Directorate.
14. Procedure for prize payments:-
1. Prize Money for taxable prize(s) shall be paid from the Nagaland State Lotteries, Kohima,
2. Prize Money for non-taxable prizes(s) shall be directly paid by the Agent/Seller.
15. Description about Sl.No.3 : The number of tickets printed shall be subject to increase or decrease depending on market conditions, as may be approved by the Director of Nagaland State Lotteries from time to time.

Sd/-
HIAZU MERU

Deputy Secretary to the Govt. of Nagaland



Registration No. NE/RN-646

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**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.76 Kohima

Monday, July 09, 2018

Ashadha 18,1940 (Saka)

NOTIFICATION

No.FIN/LOT-12/2002 (A)(PT) /671

Dated: Kohima, the 9th July 2018.

In exercise of the powers conferred under Clause 3(3) of the Lotteries (Regulation) Rules, 2010, the Governor of Nagaland is pleased to notify the Nagaland State paper lottery scheme as detail given below:-

1. Name of the Lottery Scheme : DEAR VULTURE EVENING (EVERY FRIDAY)
2. Price of the lottery ticket : ₹ 6/- (per ticket)
3. Total No. of tickets printed : 3.60 Crore,
Numbering: 64 to 99/ ABCDEGHJKL 00 000 TO 99 999.
4. Gross value of the tickets printed : ₹ 21.60 Crore (turnover)
5. Name of the Printing Press : M/s KL Hi-Tech Secure Print Ltd.,
Plot No.22-33, Anrich Industrial Estate,
IDA Bollaram, Medak District, Telangana-502325.
6. Organized and Promoted by : Director,
Directorate of Nagaland State Lotteries,
Kohima, P.R.Hill Junction,
Nagaland: Kohima-797001.
Telefax-0370-2229982.
7. Name of the Distributor with their address and contact information. : **Distributor-Regd. Office**
M/s Future Gaming & Hotel Services Pvt. Ltd.
No.54, Mettupalayam Road, G.N. Mills Post
Coimbatore-641 029. Ph: 0422 2649001.

Sales Office.
Mitkar Building, Ground Floor,
Upper Chandmari, Kohima-797001.
Nagaland. Telefax-0370 2242200
8. Name of the Area Distributors with their address and contact information : A) M/s. Future Trade Solution LLP, Kolkata, West Bengal
B) M/s. Vishesh Distributors, Punjab.

9. Prize Structure:-

DEAR VULTURE EVENING FRIDAY WEEKLY LOTTERY FROM 51ST DRAW ON 20-07-2018 ONWARDS

RANK	NO. OF PRIZES	PRIZE AMOUNT	PRIZE AMOUNT	DRAW METHOD
1	1	25,00,000	1,04,000	ON 1 TIME ON 5 DIGITS WITH SERIAL No.
Cnns	359	9,500	500	ALL REMAINING SERIAL OF 1 ST PRIZE No.
2	3600	9,000	999	ON 10 TIMES ON 5 DIGITS.
3	36000	500	100	ON 10 TIMES ON LAST 4 DIGITS.
4	36000	250	50	ON 10 TIMES ON LAST 4 DIGITS.
5	360000	120	10	ON 100 TIMES ON LAST 4 DIGITS.
	TOTAL	10,85,10,500	1,28,79,900	12,13,90,400

10. The amount offered as prize money : ₹ 12,13,90,400
11. Periodicity / interval between the draws : Draw Every Friday at 8:00 P.M Onwards
12. Place where the draw shall be conducted : Directorate of Nagaland State Lotteries,
P.R.Hill Junction, Kohima-797001.
13. Manner in which draw is conducted : The draw is conducted in a mechanical method based on random technology which is visibly transparent to the judges appointed by the Government of Nagaland. The winning numbers are drawn as per the prize Structure (Sl.No.9) and by pressing the numeric control button of the draw machine by the officials of the Directorate.
14. Procedure for prize payments:-
i. Prize Money for taxable prize(s) shall be paid from the Nagaland State Lotteries, Kohima.
2. Prize Money for non-taxable prizes(s) shall be directly paid by the Agent/Seller.
15. Description about Sl.No.3 : The number of tickets printed shall be subject to increase or decrease depending on market conditions, as may be approved by the Director of Nagaland State Lotteries from time to time.

Sd/-

HIAZU MERU

Deputy Secretary to the Govt. of Nagaland



Registration No. NE/RN-646

सत्यमेव जयते

**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.77 Kohima

Monday, July 09, 2018

Ashadha 18,1940 (Saka)

NOTIFICATION

No.FIN/LOT-12/2002(A) (PT) /671

Dated: Kohima, the 9th July 2018.

In exercise of the powers conferred under Clause 3(3) of the Lotteries (Regulation) Rules, 2010, the Governor of Nagaland is pleased to notify the Nagaland State paper lottery scheme as detail given below:-

1. Name of the Lottery Scheme : DEAR OSTRICH EVENING (EVERY SATURDAY)
2. Price of the lottery ticket : ₹ 6/- (per ticket)
3. Total No. of tickets printed : 3.60 Crore,
Numbering: 64 to 99/ ABCDEGHIJKL 00 000 TO 99 999.
4. Gross value of the tickets printed : ₹ 21.60 Crore (turnover)
5. Name of the Printing Press : M/s Gemini Graaphics Pvt. Ltd.,
44/45, Naubad Industrial Area,
Bidar-585402, Karnataka, Telangana-502325.
6. Organized and Promoted by : Director,
Directorate of Nagaland State Lotteries,
Kohima, P.R.Hill Junction,
Nagaland: Kohima-797001.
Telefax-0370-2229982.
7. Name of the Distributor with their address and contact information. : **Distributor-Regd. Office**
M/s Future Gaming & Hotel Services Pvt. Ltd.
No.54, Mettupalayam Road, G.N. Mills Post
Coimbatore-641 029. Ph: 0422 2649001.

Sales Office.
Mitkar Building, Ground Floor,
Upper Chandmari, Kohima-797001.
Nagaland. Telefax-0370 2242200
8. Name of the Area Distributors with their address and contact information : A) M/s. Future Trade Solution LLP, Kolkata, West Bengal
B) M/s. Vishesh Distributors, Punjab.

9. Prize Structure:-

DEAR OSTRICH EVENING SATURDAY WEEKLY LOTTERY FROM 51ST DRAW ON 21-07-2018 ONWARDS

RANK	NO. OF PRIZES	PRIZE AMOUNT	PRIZE AMOUNT	DRAW METHOD
1	1	25,00,000	1,05,000	ON 1 TIME ON 5 DIGITS WITH SERIAL No.
Cons.	359	9,500	500	ALL REMAINING SERIAL OF 1 ST PRIZE No.
2	3600	9,000	999	ON 10 TIMES ON 5 DIGITS.
3	36000	500	100	ON 10 TIMES ON LAST 4 DIGITS.
4	36000	250	50	ON 10 TIMES ON LAST 4 DIGITS.
5	360000	120	10	ON 100 TIMES ON LAST 4 DIGITS.
	TOTAL	10,85,10,500	1,28,80,900	12,13,91,400

10. The amount offered as prize money : ₹ 12,13,91,400
11. Periodicity / interval between the draws : Draw Every Saturday at 8:00 P.M onwards
12. Place where the draw shall be conducted : Directorate of Nagaland State Lotteries,
P.R.Hill Junction, Kohima-797001.
13. Manner in which draw is conducted : The draw is conducted in a mechanical method based on random technology which is visibly transparent to the judges appointed by the Government of Nagaland. The winning numbers are drawn as per the prize Structure (Sl.No.9) and by pressing the numeric control button of the draw machine by the officials of the Directorate.
14. Procedure for prize payments:-
: 1. Prize Money for taxable prize(s) shall be paid from the Nagaland State Lotteries, Kohima.
2. Prize Money for non-taxable prizes(s) shall be directly paid by the Agent/Seller.
15. Description about Sl.No.3 : The number of tickets printed shall be subject to increase or decrease depending on market conditions, as may be approved by the Director of Nagaland State Lotteries from time to time.

Sd/-

HIAZU MERU

Deputy Secretary to the Govt. of Nagaland



Registration No. NE/RN-646

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THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY

No.78 Kohima

Monday, July 09, 2018

Ashadha 18,1940 (Saka)

NOTIFICATION

No.FIN/LOT-12/2002 (A) (PT) /671

Dated: Kohima, the 9th July 2018.

In exercise of the powers conferred under Clause 3(3) of the Lotteries (Regulation) Rules, 2010, the Governor of Nagaland is pleased to notify the Nagaland State paper lottery scheme as detail given below:-

1. Name of the Lottery Scheme : DEAR HAWK EVENING (EVERY SUNDAY)
2. Price of the lottery ticket : ₹ 6/- (per ticket)
3. Total No. of tickets printed : 3.60 Crore,
Numbering: 64 to 99/ ABCDEGHIJKL 00 000 TO 99 999.
4. Gross value of the tickets printed : ₹ 21.60 Crore (turnover)
5. Name of the Printing Press : M/s Gemini Graaphics Pvt. Ltd.,
44/45, Naubad Industrial Area,
Bidar-585402, Karnataka, Telangana-502325.
6. Organized and Promoted by : Director,
Directorate of Nagaland State Lotteries,
Kohima, P.R.Hill Junction,
Nagaland: Kohima-797001.
Telefax-0370-2229982.
7. Name of the Distributor with their address and contact information. : **Distributor-Recd. Office**
M/s Future Gaming & Hotel Services Pvt. Ltd.
No.54, Mettupalayam Road, G.N. Mills Post
Coimbatore-641 029. Ph: 0422 2649001.

Sales Office,
Mitkar Building, Ground Floor,
Upper Chandmari, Kohima-797001.
Nagaland. Telefax-0370 2242200
8. Name of the Area Distributors with their address and contact information : A) M/s. Future Trade Solution LLP, Kolkata, West Bengal
B) M/s. Vishesh Distributors, Punjab.
9. Prize Structure:-

DEAR HAWK EVENING SUNDAY WEEKLY LOTTERY FROM 51ST DRAW ON 22-07-2018 ONWARDS

RANK	NO. OF PRIZES	PRIZE AMOUNT	PRIZE AMOUNT	DRAW METHOD
1	1	25,00,000	1,06,000	ON 1 TIME ON 5 DIGITS WITH SERIAL No.
Cons.	359	9,500	500	ALL REMAINING SERIAL OF 1 ST PRIZE No.
2	3600	9,000	999	ON 10 TIMES ON 5 DIGITS.
3	36000	500	100	ON 10 TIMES ON LAST 4 DIGITS.
4	36000	250	50	ON 10 TIMES ON LAST 4 DIGITS.
5	360000	120	10	ON 100 TIMES ON LAST 4 DIGITS.
	TOTAL	10.85,10,500	1,28,81,900	12,13,92,400

10. The amount offered as prize money : ₹ 12,13,92,400
11. Periodicity / interval between the draws : Draw Every Sunday at 8:00 P.M onwards
12. Place where the draw shall be conducted : Directorate of Nagaland State Lotteries, P.R.Hill Junction, Kohima-797001.
13. Manner in which draw is conducted : The draw is conducted in a mechanical method based on random technology which is visibly transparent to the judges appointed by the Government of Nagaland. The winning numbers are drawn as per the prize Structure (Sl.No.9) and by pressing the numeric control button of the draw machine by the officials of the Directorate.
14. Procedure for prize payments:-
: 1. Prize Money for taxable prize(s) shall be paid from the Nagaland State Lotteries, Kohima.
2. Prize Money for non-taxable prizes(s) shall be directly paid by the Agent/Seller.
15. Description about Sl.No.3 : The number of tickets printed shall be subject to increase or decrease depending on market conditions, as may be approved by the Director of Nagaland State Lotteries from time to time.

Sd/-
HIAZU MERU

Deputy Secretary to the Govt. of Nagaland



Registration No. NE/RN-646

सत्यमेव जयते
**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.79 Kohima

Friday, August 10, 2018

Shravana 19, 1940 (Saka)

NOTIFICATION- 12/2018

NO.CT/LEG/GST-NT/12/17/654::

Dated Dimapur, the 10th August, 2018

In exercise of the powers conferred by section 168 of the Nagaland Goods and Services Tax Act, 2017 (4 of 2017) (hereafter in this notification referred to as the said Act) read with sub-rule (5) of rule 61 of the Nagaland Goods and Services Tax Rules, 2017 (hereafter in this notification referred to as the said rules), the Commissioner, on the recommendations of the Council, hereby specifies that the return in **FORM GSTR-3B** of the said rules for each of the months from July, 2018 to March, 2019 shall be furnished electronically through the common portal, on or before the twentieth day of the month succeeding such month.

2. **Payment of taxes for discharge of tax liability as per FORM GSTR-3B.**— Every registered person furnishing the return in **FORM GSTR-3B** of the said rules shall, subject to the provisions of section 49 of the said Act, discharge his liability towards tax, interest, penalty, fees or any other amount payable under the said Act by debiting the electronic cash ledger or electronic credit ledger, as the case maybe, not later than the last date, as specified in the first paragraph, on which he is required to furnish the said return.

Sd/-
KESONYU YHOME, IAS
Commissioner of State Taxes
Nagaland: Dimapur



Registration No. NE/RN-646

सत्यमेव जयते

**THE NAGALAND GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY**

No.80 Kohima

Monday, July 9, 2018

Ashadha 18,1940 (Saka)

NOTIFICATION

Dated Kohima the 9th July, 2018

No.DoWR/NSWP-09/2018/664 :: The Governor of Nagaland is pleased to approve the Nagaland Water Policy, 2016 under the First Schedule, Section 22 of the Nagaland Rules of Executive Business, 2016 with immediate effect.

2. This Notification is issued with the approval of the Cabinet conveyed vide No.CAB-2/2013 dated 28.06.2018

Sd/-

**KEVEKHA KEVIN ZEHOL , NCS,
Additional Secretary to the Govt of Nagaland**

Government of Nagaland
Department of Soil and Water Conservation

NAGALAND WATER POLICY (2016)

1. PREAMBLE

- 1.1 Water is a prime natural resource and fundamental to life on Earth. Water is also invaluable and scarce national resource in the context of growing scarcity of fresh water resources in the country. In Nagaland, water is a critical natural asset as it is fundamental to ensuring food security, integrity and health of ecosystems, maintenance of ecosystem services, religious and cultural life of Naga people. It will continue to play a decisive and multifaceted role in the developmental planning of the state. In order to lead the state of Nagaland on to sustainable developmental pathways it is necessary to initiate measures for ensuring economic, judicious and equitable use of water resources in the state. Owing to the unique hydrological, social and legal context of Nagaland, a state specific water policy is necessitated which is responsive to its existing and future needs encompassing a long-term water resource management program.

2. OVERVIEW OF WATER RESOURCES OF THE STATE

2.1 Rainfall

The state receives an average annual rainfall of 1715 mm. Eighty percent of the rainfall is received during the pre-monsoons and monsoons. The heavy rains during the monsoons, coupled with the hilly topography of the state leads to high surface runoff.

2.2 Surface Water

The predominant sources of water in Nagaland are surface water in rivers, streams, ponds and natural springs and subsurface water occurring as ground water. Nagaland has four main rivers, namely, Doyang, Dhansiri, Dhiku and Tizu. Of these, the first three flows towards west through Assam plains to join the mighty Brahmaputra, while Tizu river system flows towards the east and southeast and pours into the Irrawaddy in Myanmar. The Barak River also drains a small area, in Peren district, of Nagaland. The catchment area of Brahmaputra Basin in the state is 10,881 sq. km, which is 65.6% of the total geographical area leading to a total water yield of 14282 MCM. The catchment area of Barak Basin is 814 sq. km, which is around 4.9 % of the total area and has water yield of 738 MCM. The catchment area of Tizu Basin covers 4884 sq.km, which is 29.5% of the total area and has water yield of 4463 MCM.

2.3 Groundwater

Geologically the State is covered by rocks ranging in age from Pre-Cretaceous to Recent. The rock sequence comprises the geosynclinal facies, represented by the Disang Group, Barail Group, Surma Group, Tipam Group, Namsang Formation and the Dihing Group. Hydro-geologically, two distinct groups of rocks i.e. semi consolidated and valley fill deposits underlie the state where ground water occurs under water table to confined conditions. The water-bearing formations are identified as unconsolidated alluvial deposits, Upper Tertiary formations of Dihing and Tipam Groups and fractured zones of semi-consolidated & consolidated formations. Groundwater occurs both under water table and semi-confined to confined conditions. The major part of the State is covered by hilly terrains having more than 20% slope comprising of semi-consolidated/consolidated rocks and act primarily as run-off zone. The ground water resource potential of the State has been computed as 0.36 BCM as on 2009. For domestic utilisation, most of the populations depend upon spring water and the ground water draft for domestic use as such is meagre viz. 0.008 BCM. The water level varies from 1.4 meters to 16.4 meters bgl in valley areas and 2.2 meters to 54.5 meters bgl in hilly terrain.

3. EMERGING CONCERNS AND CHALLENGES

The present scenario of water resources and their fragmented management through a variety of institutions at the state level with overlapping mandates has given rise to several water related concerns and challenges that need immediate attention, most significant are as follows:-

- (i) Villages in Nagaland are located at the hilltops and their population has been increasing since their establishment. Once sufficient, the existing locally available water resources are unable to meet existing water demand in the villages for drinking and sanitation purposes. Additional sources of water supply in the villages therefore need to be augmented.
- (ii) The existing system of community water storage structure in the villages aimed at meeting domestic water requirements of the inhabitants need improvement for ensuring water quality, whereas quantity of water needs to be seen in the context of increasing potable water use in the villages.
- (iii) After the formation of state of Nagaland, water resource development has not received required attention and priority resulting in fragmented institutional framework and skewed water governance.
- (iv) Due to a wide temporal and spatial variation in availability of water, likely to exacerbate due to a number of variable factors including climate change impacts resulting in incidences of water related disasters such as loss of soil fertility, flash floods and river meandering, the water crisis in the state is likely to deepen.

- (v) Access to water for drinking and other domestic needs is an emerging challenge in many urban areas, towns and villages in the state. The potential for inter-village water transfer with the payment for ecosystem services mechanism needs exploration.
- (vi) The scenario of groundwater in Nagaland is rather oblique. Groundwater being part of hydrological cycle is sufficiently not addressed in the water resource planning in the state whereas instances of groundwater exploitation are increasing with an alarming rate.
- (vii) Development of water resources through multi-disciplinary approach involving all stakeholders through their local customary institutions for optimum utilization of available water resources, ensuring integrity of ecosystems and leading to the development of progressive regime on ecosystem services has not received adequate policy consideration in the past. The development of water resources projects in Nagaland needs to be done within the framework of community participation by involving village level institutions.
- (viii) Development of irrigation infrastructure is critical to ensuring food sustainability in the state.
- (ix) Natural water bodies, streams and springs that form core of natural water infrastructure in the state are being increasingly polluted. Springs that are the main source of drinking water supply are however protected by traditional institutional regime at the village level, which needs to be further strengthened with scientific inputs.
- (x) However, communities value water as per customs and sanctions, consciousness pertaining to existing water stress that is likely to result in water scarcity needs to be created at the Village Council level.
- (xi) Scientific capacity building of institutions for the integrated water resource management in the state needs to be undertaken on an urgent basis.
- (xii) Spring and stream mapping and characteristic of catchment areas, recharge zones and flood plains needs to be better understood towards planning for any likely change caused due to climatic variations and incidents of natural disasters.

4. OBJECTIVES

The overall objective of the Nagaland Water Policy is to create an integrated vision, policy and institutional framework. The framework that takes cognizance of existing water scenario in the state to outline policy initiatives and interventions as well as a plan of action that would aim at improving water resource planning and management in the state. In view of the concerns highlighted herein above, the

following broad water resources development and management objectives are conceived:

- (i) To ensure conservation, protection, safeguard restoration and rejuvenation of water resources in the state of Nagaland to optimize their utilization.
- (ii) To ensure fulfilment of basic right to water of present and future generations.
- (iii) To launch a statewide campaign to spread "conservation consciousness" and water sensitization through education, regulation, incentives and disincentives.
- (iv) Adoption of an integrated and multi-disciplinary approach to planning and implementation of water resources projects within the framework of community participatory eco-development model by involving traditional village institutions.
- (v) Development of all utilizable water resources including surface water, sub-surface water, groundwater and wastewater, to the maximum possible extent for food security, economic development and social well-being.
- (vi) Equitable and judicious allocation of all utilizable water resources with drinking water and domestic water use as the first priority.
- (vii) Maintenance of water quality at prevailing standards and reduction of water resources' pollution by urban sewage and industrial effluents.
- (viii) Mainstream basin and sub-basin level planning by notifying river basins and involving traditional and customary institutions in this process.
- (ix) Development of institutional capacity for promoting optimization and conjunctive use of available surface and ground water in the state through training and education. Creating scientific capacity for water and land use planning at the Village Council level including Village Land Use Committee.
- (x) Encouraging efforts to create infrastructure for water supplies in urban and rural areas and raise the level of reliability of water supplies by water resource exploitation.
- (xi) Development of robust infrastructure for flood protection, flood plain zoning, prevention of soil erosion and to mitigate and deal with impacts of river meandering. Use of existing traditional

knowledge coupled with scientific inputs and assessment in the resource conservation and catchment area treatment. Promoting participatory water resource developmental planning with Village Councils as the nodal agencies for the joint planning, management and implementation of water related schemes and projects. Progressively, promoting formation of Water User Associations (WUA) intended to manage water supplies for irrigation, physically and financially.

- (xii) Encouraging water conservation and management through appropriate and socially acceptable water tariff towards promoting the goal of water use efficiency.
- (xiii) Encouraging and facilitating private sector initiatives in the planning, development, operation and management of water resources projects with prior informed consultative process with village council, government and stakeholder agencies.
- (xiv) To provide for a conflict resolution mechanisms in consonance with the traditional justice dispensation mechanism between water users.

5. GENERAL PRINCIPLES

The Nagaland Water Policy needs to be governed by certain general principles, and in conformity with the principles enshrined in the National Water Policy, 2012, to ensure uniform approach in developing water resources management planning and projects by the institutions involved at the state level, basin level and village level. The state of Nagaland will be guided, in achieving the objectives of the state water policy by the following general principles:

- 1) *Recognising Fundamental Right to water for drinking, sanitation and domestic use:* The policy explicitly recognizes the fundamental right to water for drinking, sanitation and domestic use of all inhabitants of the state irrespective of their tribe, creed, gender and nationality in conformity with prevailing Naga traditions and customs. The state government, under the doctrine of Public Trust, despite community management and control of water resources, will be obliged to ensure that people's right to water remains unaffected. The State Government shall determine quantity of water required per capita, for ensuring fundamental right to water for drinking, sanitation and domestic. The State Government, in conformity with the national quality standards, will specify and encourage village level institutions entrusted with the management of local water resources to adopt and maintain the quality standards of water supply specified for different uses, such as drinking, other domestic uses, livestock, irrigation, industries, etc., and will ensure that these standards are fully complied with.

- 2) *Principle of equity and social justice, equitable and sustainable utilization* to inform allocation of all utilizable water for competing uses in urban and rural areas. Drinking water to be given priority amongst all other uses of water.
- 3) *Joint Public Trusteeship of Water Resources*: All water resources (surface and ground) in the state shall be held in public trust jointly by the people and the state through institutions recognized and established at the village level under existing and future legal frameworks. The public trust doctrine shall empower the village councils as well as the state government entrusted with the duty to carry out the policy imperatives and to impose reasonable restrictions on access and usage of water resources as may be necessary for the sustainable and integrated management of water resources in the state.
- 4) *Recognition of Community Right to water resources*: The Policy recognises the existing right of the community to protect, regenerate, conserve or manage any community water resource which a community has traditionally been accessing, protecting and conserving for sustainable use. This recognition enjoins upon every resident of the state duty to protect, conserve and manage water and water resources in conformity with the principles enunciated herein.
- 5) *Integrated Planning*: Water resources in Nagaland are to be managed with common integrated perspective evolved through consultations and participatory methods, considering local and state context, on a sound ecosystems approach, keeping in view the human, social and economic needs.
- 6) *Village ecosystems Governance*: The village level institutions should lead by example by initiating village level water resource planning in an integrated manner for undertaking measures pertaining to water conservation, development and management taking into account surface, ground and wastewater in an integral manner as per village, and ecological needs. The village level institutions must integrate in their water plans all the measures necessary to protect the ecological integrity necessary to sustain ecosystems dependent on water.
- 7) *Transparency, accountability and good governance*: The Village level institutions should carry out its business in a manner that is transparent, accountable and participatory.
- 8) *Coherent framework for water and land use planning*: Land and land use in Nagaland forms the very basis of life of Nagas. Water management related decisions to be taken with due regard to the land use planning and appropriate land use shall be encouraged with due regard to the availability of water as per the local needs.
- 9) *Restoration and rejuvenation of water ecosystems*: Water resources in Nagaland, due to unplanned developmental activities have been affected leading to drying up of springs and streams. The appropriate agencies should undertake efforts to restore and rejuvenate such critical water ecosystems in their natural state.

- 10) *Protecting River Basins and Sub-basins*: A slew of measures would be implemented to ensure afforestation and soil conservation in the catchment areas to secure water sources. Prevention of soil erosion into river system is necessary to prevent contamination of water through mixing of bio-fertilizers and bio-pesticides. Treatment of sewage before its discharge into streams and river systems shall be undertaken by the appropriate agency. Direct discharge of sewage into rivers, streams and other water bodies shall be prohibited.

6. POLICY INITIATIVES

6.1 Definitions: For the Water policy, unless the context otherwise requires

- (a) "Conservation" includes but is not limited to reduction in wastage or losses, improved efficiency, recycling, reuse, preservation, protection and water demand management;
- (b) "Policy" means the Nagaland Water Policy, 2016;
- (c) "Public Trust" is the authority bestowed upon the state and village level institution recognized under this Act, to hold natural resources as a trustee on behalf of the public and such authority shall run concurrent with private/community ownership rights;
- (d) "River Basin" means the area of land around a river from which streams run down into it and notified by the state government;
- (e) "Tribal Council" means and includes Tribal Council recognised under Nagaland Village and Tribal Council Act, 1978;
- (f) "Village Level Institution" means and includes village council and village development board duly recognised and constituted under Nagaland Village and Tribal Council Act, 1978;
- (g) "Water Resource" includes all surface, sub-surface, ground water, spring, drainages and aquifers having their source of origin within the state or passing through the state.
- (h) "Water User Association" means a legal entity at the village level which represent the users of irrigation water, ground water or drinking water;

6.2 Six Pronged Strategy: In order to address the concerns, challenges and ensure water security, future welfare and rights of future generations, the Nagaland Water Policy will be based on Six Pronged Strategy. **First**, the State is committed to give a broad and uniform policy direction to all state water resource management institutions for creating enabling environment and institutional vision for achieving the policy objectives, notably equitable and sustainable water resource management. **Second**, through this Policy, the state aims to restructure the fundamental roles and relationship between institutions involved in water resources management to improve their coordination and harmonize their operations. The restructuring is also aimed at strengthening and empowering local as well as state level institutions towards achieving their full

participation in the water resources management. **Third**, the state, with the objective to ensure basin level planning, will create new institutional structure at the basin level or rework the existing institutional arrangements to create basin level institutional regime that will coordinate with village level institutions on integrated water management. **Fourth**, the State will place high priority on enhancing scientific and personnel capacity of water sector institutions to promote scientific planning, adaptation measures and organized ground level implementation. **Fifth**, the State will ensure that water and land use planning is synergized as in the unique agricultural context of Nagaland the two are inter-dependent. Hence, any capacity development in water resource planning has to take view of capacity enhancement for land use planning as a necessary measure. **Sixth**, most importantly, the State will enact a comprehensive state water law (Acts, Rules and Regulations) and enabling rules to give effect to the above-mentioned strategies in a time bound manner. The intended water legislation will aim at complementing the role of Village Councils in managing land and water resources in the state

- 6.3 Drinking water and water for domestic use:** Adequate drinking and domestic water as per prevailing norms shall be provided to the entire population both in urban and rural areas to meet its domestic water requirement. Multipurpose projects wherever planned and implemented must take into account domestic water needs where there are no alternative locally available sources for meeting domestic water needs. Efforts should be made to make water supply self-sustaining by providing mechanisms for operation and maintenance costs.

Allocation of water would be made as per the priority of use on a per capita basis. The scientific basis for water allocation would be applied to determine existing water requirements in the light of total availability of water resources and facilitate water planning for future.

- 6.4 Water Quality:** The quality of water resources of the state is protected to ensure their usability and sustainability. The prime responsibility to protect local water resources and their quality is of the people of Nagaland. The Nagaland State Pollution Control Board to undertake an effective program, in consultation with village level institution and state agencies, for control of discharge of any pollutants in the surface and sub-surface water resources. The river basin management plan to incorporate a pollution-monitoring plan. Pollution of water resources is prohibited under the Water (Prevention and Control of Pollution) Act, 1972. Those found polluting should be punished as per law by relevant state level regulatory agency. The principle of "Polluters must pay" will be applied to meet the expenses of maintaining water quality. Both surface water and Ground water should be regularly monitored for quality. Top priority will be given to address water quality problems.

- 6.5 Priority of water usage and allocation principles thereof:** Water in Nagaland shall be allocated as per the following priority of usages:

- i. Water for drinking, sanitation and domestic use

- ii. Irrigation, Agriculture and sustainable livelihoods such as livestock, fisheries etc
- iii. Water for ecology, environment and sustainability of water based ecosystems, wetlands and aquatic life
- iv. Agro based and rural industries
- v. Hydropower, industry, commercial and municipal uses, including thermal power plants
- vi. Recreational, tourism and navigational uses
- vii. All other uses

Priorities can be modified or added if warranted by local area specificities. The state government to notify the nodal agency for permitting different uses of water resources.

6.6 Integrated, multi-sectoral and basin level approach for maximizing water usability: River basin and sub-basins will be considered as the basic hydrological unit for integrated water resource management in the state. The state will adopt a multi-sectoral participatory approach for integrated water resource management at all levels of governance conjunctively for surface and ground water, taking into account quantity, quality and environmental considerations. The management of water resources shall be decentralized to the lowest possible level through Village Councils, on the basis of hydrologic or watershed unit. Basin management institutions maybe established by the State Government by enacting suitable legislation. A comprehensive integrated river basin management plan would be prepared in consultation with the Village Councils. The River Basin Management Plan would be a strategic planning document and an operational guide to implement programmes and measures that will form the basis for integrated, environmentally and economically sound and sustainable water management. The integrated approach will include catchment area treatment and management, conservation, ecosystems approach and development of progressive regime for the payment of ecosystem services.

The river Basin management plan would form the background for assessing future water resources projects in the state. This multi-sectoral and multifunctional approach would complement the State Government's efforts towards food security, increased agricultural productivity and incomes, reduced vulnerability arising from incidences of natural calamities.

6.7 A bottom-up State Water Plan: Based on the integrated River Basin Management plans the State Government shall formulate a State Level Water Plan. The State Level Water Plan will take into account the needs and requirement of all stakeholders and give a unified direction to the structural measures, project initiatives, operational measures, watershed management measures and monitoring measures.

6.8 Irrigation Management and development:

Nagaland is an agrarian society with agriculture as the mainstay of economic activity. In the plains, permanent irrigated farming is limited. Hence, it is imperative to develop available areas in the intermittent valleys and cultivable slopes in the hills with emphasis on micro-irrigation system.

The rivers of the state are dependent upon rainfall. The effect of climate change is felt more acutely in the fragile environment of the hilly region and the flow of perennial rivers and streams is becoming reduced during the lean season to the extent of drying up.

Hence, the full irrigation potential needs to be developed through irrigated planning for assured as well as protective irrigation towards sustainable irrigation activity. In the irrigation development programs, the farmers shall be involved in planning and implementation, operation and maintenance through the Water Users Association (WUA) for efficient and judicious use of water.

6.9 Role of Jhumias (shifting cultivators) in the management and conservation of moisture/fallow management: In line with the land use planning and fallow management strategies to be undertaken in the state wherein orchard and other commercial crops, requiring water supply, will be promoted. Jhumias through their Village Councils should actively participate in identifying water needs during the fallow period based upon fallow interventions made on the Jhum plot. Such water needs should be accounted for and incorporated in the river basin management plan.

6.10 Private sector participation in the water sector: The State shall encourage private sector participation in financing and implementing water projects. However, any involvement of the private sector in any area or river basin shall be done in consultation with various stakeholders involved in water management including Village Councils...

6.11 Water data, monitoring and information system: data and information is the key for effective management of water resources. A modern and integrated network of hydro-meteorological and related water use data shall be established. State level agencies shall be trained for collecting and maintaining data who in turn will also build capacity at the local level for strengthening data collection and information management system. The water data in Nagaland shall be made available in public domain.

6.12 Water Audit: Currently, the potential for harnessing all utilizable water resources in Nagaland is limited. There is also limited number of water supply schemes operating in the state. However, water audit is a useful tool to understand the use of water and potential for its increased utilization. The government shall encourage water audit, especially of water resources projects and schemes in the urban areas to keep an account of various uses of water.

6.13 Demand Side Management (DSM) and Water Use Efficiency (WUE):

DSM is the key to the future of water security in the state of Nagaland. Efficiency of utilization in diverse uses of water, particularly agricultural uses need to be improved. DSM in the domestic sector requires significant reforms due to the scanty supply of water and poor water infrastructure. Firstly, efforts need to be made to fulfil the domestic water demand by improving water supply infrastructure in urban and rural areas. The infrastructure development shall include introduction of water meters and domestic water saving devices at a subsidized cost to all the consumers. Dual piping system, wherever possible, in the new townships should be implemented for collecting sewage and wastewater to be recycled and reused. Progressive water tariff structure and water audit systems need to be put in place after the launch of State Water Policy.

In the agricultural sector, improved irrigation practices aimed at reduction in water losses should be adopted by introduction of suitable technology.

At present, there are no heavy industries in Nagaland. In the light of future developmental potential and plans, especially the commissioning of thermal power plants use of treated and wastewater should be encouraged. All industries should be charged progressive water tariff and mandatory water recycling should be undertaken by industries.

6.14 Rivers, springs, wetlands and aquatic ecosystems: Streams and rivers are the lifeline of Nagaland. All efforts will be made to ensure minimum natural flow in rivers and streams at all times. Allocation of water for ecological needs would be done keeping in mind living needs of aquatic ecosystems. The water requirements of natural systems and human needs dependent on such flow for bathing or cultural activities would, be determined scientifically.

Wetlands and water bodies will be protected involving Village Council and village institutions from encroachments and maintained through scientifically prepared management and action plans.

Water bodies having their origin and passing through Reserve Forest, community conserved areas or protected forest will be protected under the relevant forest and environment legal frameworks.

Spring mapping will be undertaken throughout the state as springs provide for the main source of drinking water and agriculture in the state assessing their health and current number is critical for drinking water security and health in the state.

6.15 Integrated Watershed Management: Watershed development projects in Nagaland are being implemented under various schemes and programs. Government of Nagaland would encourage community efforts for watershed development and management projects and would endeavour to mobilize technical and financial support. Specific projects covering areas lacking livelihood options and low food productivity and income will be encouraged.

Topographic and geographic constraints will be kept in mind while facilitating and financing watershed projects. Villages located in difficult terrain and drought prone and inherently water scarce areas requiring financial assistance would be considered on lower levels of cost-benefit analysis.

- 6.16 Groundwater regulation and management:** The community and individual right to groundwater, as may be permitted by local customs in different tribes and Naga villages is hereby recognized. Nodal department i.e. Geology and Mining Department will suitably regulate the extraction of groundwater. The Nodal department i.e. Geology and Mining Department would be empowered to regulate and grant permission for extraction of groundwater in areas notified for regulation. The Geology and Mining Department in conjunction with Central Ground water Board would undertake aquifer mapping and advice on areas requiring groundwater regulation. Measures to be taken for groundwater recharge including rain water harvesting and the grant of permission for groundwater extraction would be dependent upon adoption of such measures as may be prescribed from time to time by the Nagaland State Groundwater Authority'.

In non-notified areas, communities will have the right to exploit ground water. The village level institutions in coordination with the state department will inspect, explore and monitor the use of groundwater within the village to ensure its long-term sustainability. The extraction of groundwater can be regulated by village level institutions if it is being over-exploited. The use of groundwater would have to be in conformity with the integrated river basin development plans. The state water law to be enacted will provide for effective regulation and comprehensive regime in this direction.

- 6.17 Prevention and control of soil erosion: coherent strategies for water and land use:** Mountain ecosystems in Nagaland are characterized by a range of fragile features resulting into frequent landslide, land erosion, river meandering, riverbank erosion, leading to heavy significant loss in soil and changes in soil configuration. In recent years, soil erosion and loss of productivity has emerged as a major concern in Nagaland that shadows the basic food security and economic well-being of people in the state. No scientific data is available to account for the economic losses and damages caused due to soil erosion and other natural calamities occurred in the state. A long-term land use planning strategy, institutional interventions and community participation is considered to give a more stable direction to address the problem, which also has the potential to reduce poverty and enhance productivity. In this regard, a coherent and synergistic approach for land and water management is the most effective strategy and way forward. Widest possible efforts would be made to employ traditional knowledge and understanding of the terrain features of the areas involving the communities. Preference would be given to biotechnical methods using natural and locally available material.

- 6.18 Hydropower:** The government would encourage micro, mini and small hydropower projects, as these projects do not involve storage and their environmental impacts can be mitigated. Developers and investors would be

encouraged to identify sites that involve minimum displacement of villages and communities. Small hydro project would not be restricted to generating electricity alone but would take into account the need to provide assured drinking water and irrigation facilities wherever required.

Large hydropower projects with reservoirs requiring displacement of habitation need to be planned in consultation and effective participation of local communities considering impacts of such projects on water and land resources in Nagaland.

- 6.19 Industrial Water Use and Thermal power plants:** Nagaland is not an industrial state but has tremendous potential for the development of agro-industries, which are water intensive. In order to meet future requirements for industrial water use, the allocation of water would be made as per the priority of uses but the state, in effective consultation with communities would be keen to accommodate these requirements so that industrial and economic development is encouraged in Nagaland leading to economic prosperity, creation of sustainable livelihood and socio-economic development.

Location of thermal power plants is critical in the state due to its fragile ecology. As these plants require water for cooling, they need to be located on the riverbanks. At the same time integrity of river ecosystems and their water, flow needs would also be required to be met. Project will be required to make payment for ecosystem services to the communities impacted by intensive use of water for thermal power generation. Thermal power projects would also be encouraged to apply water use efficiency norms and recycle and reuse water in their operations. Only treated and cooled water would be allowed to be discharged by the thermal power plants.

- 6.20 Fisheries and aquaculture development:** Creating alternate sustainable livelihoods is one of the flagship programs in the state of Nagaland. The Water Policy aims to strengthen and complement the agenda for creating sustainable livelihoods in the state. Fishery development would be considered an integral part of the water policy measures. Accordingly, fisheries, aquaculture, wetlands, and water bodies temporarily connected with rivers would be encouraged. Capture fisheries to manage natural fish stock by local communities would also be encouraged. Overgrowth of fisheries and their breeding in the closed season will be strictly prohibited. Fishery development in the state will also take into account other biodiversity in the region such as migratory birds and other migratory fish varieties as part of the holistic water and biodiversity management in the state.

- 6.21 Minimizing impacts of water resources developmental projects:** The state would give priority to watershed level initiatives and small hydropower development having minimum environmental and social impacts. However, if large-scale projects were planned, utmost care would be taken to carry out a comprehensive environmental, biodiversity and social impact assessment. After a careful assessment of options and alternatives, if resettlement and rehabilitation is required, the communities in the areas would be consulted and no project will be given a head way without prior informed consent of the local communities impacted by the project. The compensation and alternative land or livelihood

options would be determined in active consultation with the impacted communities. The water resource development in the state is to be undertaken in a way that the local communities are benefitted first from such development.

6.22 Water Zoning: Economic development and activities including agricultural, industrial and urban development should be planned keeping in mind constraints imposed by water availability compounded by climate change and its effect upon water resources. Delineation of Water zones for the state and the economic activities should be guided and regulated in accordance with such zoning to achieve water use efficiency and judicious utilization of water resources.

6.23 Sanitation and Sewerage: The lack of proper sewerage/waste water management systems in the urban and rural areas leads to issues with water quality. Sanitation is through septic tanks (there is still prevalence of open defecation as well) and pit toilets. Even these do not have functional soak-pits. Untreated wastewater is thus allowed to flow into natural water systems such as river, rivulets, streams or springs and the waste water from kitchen is allowed into storm water drains, which in turn flows into the natural water system, leading to pollution of water bodies. Measures such as building community toilets, treatment of sewerage through treatment plants before discharge into rivers, streams to be developed in conjunction with Water Supply and Sanitation Committee (WATSAN) established under Nagaland Communization of Water Supply and Sanitation in Rural Habitation Rules, 2003. The urban areas strategy is to further upscale activities already being undertaken. The key actions for the strategy include, awareness generation, capacity building of institutions, strengthening of a sewerage system and reaching out to uncovered areas, providing public toilets to prevent open defecation, introduction of treatment plants before sewerage discharge into rivers, water bodies.

6.24 Main Streaming Role Of Women In Water Resource Management And Conservation: There is an urgent need to recognise role of women in water sector and their active involvement in the management of water projects and conservation of water resources would be ensured. The evolution of institutional and legal frameworks for carrying out purposes of the water policy would ensure participation of women in the decision making process.

6.25 Water Pricing: All water tariff/rates/charges would be determined to convey the inherent value of water and to motivate economy in water usage. A system of stepped up water tariff can be evolved to ensure supply of water for meeting basic human needs and at the same time as a measure to ensure water use efficiency. The state government or State Finance Commission would determine water tariffs/charges/rates. The aim is to recover full cost of operation and maintenance and reduce non-revenue water for greater efficiency in operation and maintenance. Differential water tariff/rates/charges may be charged for domestic, industrial, commercial and municipal purposes. The endeavour is to install an effective water metering system in urban areas for water management purpose irrespective of the source and water ownership. It is essential to develop payment for ecosystem services schemes such as its inclusion in water tariff as a watershed and catchment management mechanism to ensure their long-term sustainability. The water

management in urban areas would be governed as per provisions of Nagaland Municipal Act, 2001

- 6.26 Catchment Protection:** The protection of catchments of all water sources will be taken up in an expeditious, systematic and scientific manner in order to ensure water security. Catchment Area Treatment, that is, of the water sources, is made mandatory for all the major projects such as hydropower generation, irrigation, urban public water utility services etc. The afforestation and soil conservation measures should be dovetailed with measures for increasing soil retention capacity. The effectiveness of such measures will be monitored and the impact evaluated at designated intervals. The catchment treatment plans, their implementation, their monitoring and evaluation would be undertaken by village level institutions with the full participation of line departments.
- 6.27 Conservation of River Corridors and Water Bodies:** In view of the vital importance of water for human sustenance and animal life, water bodies and river corridors in the state would be protected by enacting suitable legislation. Buffer zones should be identified and created along the river corridors as well as catchment areas for preservation and conservation of ecology in an integrated manner in consultation with village level institutions.
- 6.28 Flood Control, Drought and Soil Erosion Management:** A flood forecasting system should be established in the rivers of the state. Land use regulation should be integrated with flood plain zoning to propagate compatible land use in flood plains and other flood prone areas. Flood plains should be demarcated for regulation of activities to ensure environmental flows of the river. Flood plain zoning can be undertaken through suitable legislation to prescribe measures in consultation with various stakeholders for management, protection and restoration of flood plains. Flood control and anti erosion measures should be an essential component while planning water resources at a basin, sub-basin and watershed level. The planning for flood management should be done in a holistic manner so that needs during non-flood season is also taken care of.
- Special emphasis on drought prone areas and making them less vulnerable by undertaking soil moisture conservation measures to prevent run off, water harvesting practices and promoting traditional water harvesting practice of 'Zabo', minimisation of evaporation losses, development of groundwater potential including recharging. Promoting drought resilient crop varieties that are less water intensive. Measures such as agro-forestry can be undertaken to increase soil retention capacity along with land use mapping at the village level.
- 6.29 Climate Change Adaptation:** The climate change projections for Nagaland indicate that its likely to be vulnerable in the period 2021-2050s due to heavier precipitation during monsoon, increase in extreme precipitation events, further decrease in precipitation in summer and winter periods, warmer average annual temperatures, and increase in droughts during monsoon, and increase in flood discharge. The strategies

envisaged leading the state towards water security through resource augmentation, efficient use and equitable distribution include implementing basin level management strategies to deal with variability in rainfall and river flows due to climate change. This will include creation of enhanced storage both above and below ground, rainwater harvesting, coupled with equitable and efficient management structures. The village level institutions along with line department need to document geo-hydrology of the villages, map village springs and identify their sources, demarcate the spring recharge zones, and map natural lakes and ponds including the ones that have gone dry.

The incidence of flash floods because of increased precipitation can be managed with installation and improvement of drainage system in towns in plains. This will entail extending drainage where it does not exist and improving drainage systems where it is not fully effective. In infrastructure project it would be made mandatory to include drainage system and setting up water harvesting structures. The list of measures for appropriate drainage can be identified through a study, that takes into account heavier precipitation and increase in extreme events in the climate change scenario. Further, works can be undertaken for stream training emanating from springs, river training and anti-erosion works in identified areas as per the climate change projections.

6.30 Community management of drinking water supply and sanitation: In conformity with the Nagaland Communitization of Public Services Act, 2002, the Water and Sanitation Committee (WATSAN) will be further strengthened to manage drinking water supply and sanitation facilities in rural areas.

7. IMPLEMENTATION ROADMAP

7.1 *Tapping Village Level Governance for water management and conservation:*

Nagaland is an example of participatory village level land based resource governance. The customs and sanctions dictate the use and management of land, water, forest, biodiversity and other resources. Therefore, it is essential to involve village level institutions in management of water resources and implementation of policy initiatives. Village Councils thus need to be involved in various aspects of planning, design, development and management aspects of integrated river basin management plans to be developed by designated stakeholder agencies. If required necessary legal and institutional changes will be made at various level for this purpose. The provisions of the Nagaland Communitization of Public Services Act, 2002 and Nagaland Village and Tribal Council Act, 1970 are considered helpful in this direction.

7.2 *Private Sector participation:* All efforts would be made for mobilizing resources for watershed and river basin level planning as communities would not be able to invest in water resources development at this stage. If required, funding agencies, private sector participation would be encouraged, primarily in the urban water supply sector. However, such private sector investment would be open to public scrutiny based on transparency, accountability and clearance by the Village Level Institution whose water resources will be sourced.

- 7.3 *Beneficiary participation* and contribution of work force and other locally available material to be made mandatory at all stages of project.
- 7.4 *Citizen's implementation of "polluter pays" principle* will be applicable in Nagaland. The existing WATSAN and water users association will monitor quality of water in rivers and streams and springs and any one polluting will be penalized as per the Village Council decision based on customary sanction or decision taken by the people's assembly impacted by such pollution or contamination of the source. In case such incidence occurs where not an individual but community as a whole is liable, collective action would be undertaken by a joint sitting of the affected village councils.
- 7.5 *Interested/Committed Stakeholders/Volunteers would be trained* to assess the water and soil condition in the villages and would regularly report to the designated river basin agencies. Capacity building for technological interventions would be emphasized at the village level.
- 7.6 *Financing of Projects and service charges:* Efforts would be made to bring in private sector investment wherever possible for financing water projects. The state water law would provide a clear legal and administrative roadmap in this direction. The State Finance Commission will be empowered to fix tariffs for different uses of water.
- 7.7 *Community monitoring and performance audit of water resource projects:* Communities would closely monitor and will have a say in the project performance at every stage of project development and implementation. This would facilitate initiating of timely measures to rectify the errors, if any.
- 7.8 *Flood and disaster risk mitigation:* A comprehensive flood management and river zoning strategy will be formulated under this Policy in coordination with State and National Disaster Management Authority.
- 7.9 *Decentralized and community based rainwater harvesting:* Traditional and modern rainwater harvesting methods would be mainstreamed by way of attractive incentives in various forms. Education and conservation consciousness has a big role to play in this regard which will be taken up right from the school level. Modules in primary schools will be encouraged to spread water conservation awareness among children and through them involving their parents. Creative methods of exhibitions, painting competitions or science model exhibitions would be encouraged and supported.
- 7.10 *Enactment of water law for the State of Nagaland:* Progressive and comprehensive state water legislation will be enacted to provide statutory support to the initiatives undertaken under this policy for their long-term sustainability. The state government shall enact the water law for the state to operationalise State Water Policy. If required, necessary amendments to be carried out in existing legislations, rules to harmonise it with the water act.

7.11 Creating "Water Reserves": The water reserve to be created comprises of two components-basic human needs reserve and ecological reserve. The reservation of water for these two components would be granted precedence in water allocation and abstraction. Creation of 'water reserves' aims at securing basic water supply in terms of quality and quantity to satisfy basic human needs to people who rely upon the water resource. It further aims at securing aquatic ecosystems in order to engineer ecological sustainable development and use of relevant water resource. The endeavour of the state is to firstly, identify water resources for creating 'water reserves'. Secondly, provision of measures in consultation with village level institutions such as water management strategies, strategies for water pollution prevention, regulation on abstraction of water at catchment level for protecting the quality and quantity of water reserve.

7.12 Assessing State's water footprints: The State shall endeavour firstly, to assess direct and virtual water use and water footprints of different activities. Secondly, encourage, by way of incentives, all categories of water users to reduce their water footprint.

7.13 Negotiations, Mediation and conciliation within the existing customary justice dispensation mechanism to be used for settlement of water related disputes. Village level conflict resolution mechanism to not only resolve but also prevent and minimize the possibility of any conflict arising between or among different water users.

7.14 Setting up Nagaland State Water Resources Council: headed by the Chief Minister as the highest body for monitoring, evaluating and for providing inputs and guidance for the overall implementation of the water policy objectives.

8. Regional approach: Looking at water resources from a regional inter-dependence prism has gained ground under the international water law and under the progressive regimes on trans-boundary water cooperation. However, realization of this important approach would be beneficial in domestic context, especially in the unique context of North-Eastern Region where the water resources of all six North-Eastern states are shared water resources. Thus, the states are practically involved in a variety of trade-offs related with ecosystem services provided by natural flow of rivers and other water ecosystems. The state of Nagaland while planning for any major water project likely to impact water availability of neighbouring states would need to organize effective dialogues and follow principle of no significant harm, fairness and information exchange. Water sharing arrangement arising out of any new projects would be made on a scientific and legal basis. Adequate safety measures for flood safeguard, warning system and regional benefits would be incorporated in projects having inter-state conflicts/ramifications. Disputes with neighbouring states would be resolved as per the mandate of Inter-State Water Disputes Act, 1956. Any trans-boundary water dispute or conflict would, require intervention of the Central Government.

9. Revision of the State Water Policy: The Water Policy is to be revised every ten years or earlier depending in the changes observed in the state water scenario by communities and agencies mentioned herein above under the Policy.

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